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Rules and Regulations

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

Department of Labor

Effective upon publication in the FEDERAL REGISTER, the headnote and subparagraph (1) of paragraph (c) of § 6.113 are amended as set out below.

§ 6.113 Department of Labor.

(c) *President's Committee on Equal Employment Opportunity.* (1) All positions on the staff of the President's Committee on Equal Employment Opportunity established by Executive Order 10925 of March 6, 1961.

(R.S. 1753, sec. 2, 22 Stat. 403, as amended; 5 U.S.C. 631, 633)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] MARY V. WENZEL,
Executive Assistant to
the Commissioners.

[F.R. Doc. 61-2997; Filed, Apr. 4, 1961; 8:47 a.m.]

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

Department of State

Effective upon publication in the FEDERAL REGISTER, paragraph (j), subparagraphs (1), (2), and (3) are added to § 6.102 as set out below.

§ 6.102 Department of State.

(j) *U.S. Disarmament Administration.*
(1) Until April 30, 1963, the Director and one Deputy Director, Projects and Studies Office, and one assistant to the Director, Projects and Studies Office.
(2) Until April 30, 1963, not to exceed 8 Project Officers at GS-14 and above and 5 Physical Science Administration Officers at GS-13 and above.
(3) Until April 30, 1963, The Director and one Deputy Director, Political Office.

(R.S. 1753, sec. 2, 22 Stat. 403, as amended; 5 U.S.C. 631, 633)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] MARY V. WENZEL,
Executive Assistant to
the Commissioners.

[F.R. Doc. 61-2998; Filed, Apr. 4, 1961; 8:47 a.m.]

Title 7—AGRICULTURE

Chapter I—Agricultural Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

SUBCHAPTER C—REGULATIONS AND STANDARDS UNDER THE FARM PRODUCTS ACT

PART 51—FRESH FRUITS, VEGETABLES AND OTHER PRODUCTS (INSPECTION, CERTIFICATION AND STANDARDS)

Subpart—United States Standards for Grades of Onions (Other Than Bermuda-Granex and Creole Types)¹

On January 5, 1961, a notice of proposed rule making was published in the FEDERAL REGISTER (26 F.R. 27) regarding a proposed revision of United States Standards for Onions currently designated "United States Standards for Northern Grown Onions" (7 CFR 51.2830 to 51.2847).

After consideration of all relevant matters presented, including the proposal set forth in the aforesaid notice, the following United States Standards for Grades of Onions (Other than Bermuda-Granex and Creole Types) are hereby promulgated pursuant to the authority contained in the Agricultural Marketing Act of 1946 (Secs. 202-208, 60 Stat. 1087, as amended; 7 U.S.C. 1621-1627).

GRADES

Sec.	
51.2830	U.S. No. 1.
51.2831	U.S. Commercial.
51.2832	U.S. No. 1 Boilers.
51.2833	U.S. No. 1 Picklers.
51.2834	U.S. No. 2.

UNCLASSIFIED

51.2835 Unclassified.

SIZE CLASSIFICATIONS

51.2836 Size classifications.

TOLERANCES

51.2837 Tolerances.

APPLICATION OF TOLERANCES

51.2838 Application of tolerances.

DEFINITIONS

51.2839	Mature.
51.2840	Fairly firm.
51.2841	Fairly well shaped.
51.2842	Wet sunscald.
51.2843	Doubles.
51.2844	Bottlenecks.
51.2845	Scallions.
51.2846	Damage.
51.2847	Diameter.
51.2848	Badly misshapen.

¹ Packing of the product in conformity with the requirements of these standards shall not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act or with applicable State laws and regulations.

Sec.

51.2849 Serious damage.
51.2850 One type.

AUTHORITY: §§ 51.2830 to 51.2850 issued under secs. 202-208, 60 Stat. 1087, as amended; 7 U.S.C. 1621-1627.

GRADES

§ 51.2830 U.S. No. 1.

"U.S. No. 1" consists of onions of similar varietal characteristics which are mature, fairly firm, fairly well shaped, and which are free from decay, wet sunscald, doubles, bottlenecks, scallions, and free from damage caused by seedstems, splits, tops, roots, dry sunscald, sunburn, sprouts, freezing, peeling, cracked fleshy scales, watery scales, dirt or staining, foreign matter, disease, insects, or mechanical or other means. (See § 51.2837.)

(a) *Size.* Unless otherwise specified the diameter shall be not less than 1½ inches, and yellow, brown or red onions shall have 40 percent or more, and white onions shall have 30 percent or more, by weight, of the onions in any lot 2 inches or larger in diameter.

(b) When a percentage of the onions is specified to be of any certain size or larger no part of any tolerance shall be allowed to reduce the specified percentage, but individual packages in a lot may have as much as 25 percentage points less than the percentage specified, except that individual packages containing 10 pounds or less shall have no requirements as to the percentage of a certain size or larger: *Provided*, That any lot, regardless of package size, shall average within the percentage specified. (See §§ 51.2836 and 51.2837.)²

§ 51.2831 U.S. Commercial.

"U.S. Commercial" consists of onions of similar varietal characteristics which are mature, not soft or spongy, not badly misshapen, and which are free from decay, wet sunscald, doubles, bottlenecks, scallions, and free from damage caused by seedstems, tops, roots, dry sunscald, sunburn, sprouts, freezing, cracked fleshy scales, watery scales, disease, insects, or mechanical or other means and from serious damage by staining, dirt, or other foreign matter. (See § 51.2837.)

(a) *Size.* Unless otherwise specified, the diameter shall be not less than 1½ inches. (See §§ 51.2836 and 51.2837.)

§ 51.2832 U.S. No. 1 Boilers.

"U.S. No. 1 Boilers" consists of onions which meet all requirements for the U.S. No. 1 grade except for size. (See § 51.2830.)

² Any lot of onions quoted as being of size smaller than 1½ inches minimum, such as "U.S. No. 1, 1¼ inches min.", is not required to meet the percentages which shall be 2 inches or larger as specified in the U.S. No. 1 grade.

(a) *Size.* The diameter of onions of this grade shall be not less than 1 inch nor more than 1 1/8 inches. (See § 51.2837.)

§ 51.2833 U.S. No. 1 Picklers.

"U.S. No. 1 Picklers" consists of onions which meet all the requirements for the U.S. No. 1 grade except for size. (See § 51.2830.)

(a) *Size.* The maximum diameter of onions of this grade shall be not more than 1 inch. (See § 51.2837.)

§ 51.2834 U.S. No. 2.

"U.S. No. 2" consists of onions of one type, which are mature, but not soft or spongy, and which are free from decay, wet sunscald, scallions, and which are free from serious damage caused by seed-stems, dry sunscald, sprouts, freezing, watery scales, disease, insects or mechanical or other means. (See § 51.2837.)

(a) *Size.* Unless otherwise specified, the diameter shall be not less than 1 1/2 inches. (See §§ 51.2836 and 51.2837.)

UNCLASSIFIED

§ 51.2835 Unclassified.

"Unclassified" consists of onions which have not been classified in accordance with any of the foregoing grades. The term "unclassified" is not a grade within the meaning of these standards but is provided as a designation to show that no grade has been applied to the lot.

SIZE CLASSIFICATIONS

§ 51.2836 Size classifications.

The size of onions may be specified in accordance with one of the following classifications.

(a) Small shall be from 1 to 2 1/4 inches in diameter;

(b) Medium shall be from 2 to 3 1/4 inches in diameter, except that for onions grown in Minnesota, Iowa and states east of the Mississippi River, Medium shall be 1 1/2 to 3 1/4 inches in diameter with percentage of onions 2 inches and larger in diameter as specified in § 51.2830(a); and,

(c) Large or Jumbo shall be 3 inches or larger in diameter.

TOLERANCES

§ 51.2837 Tolerances.

In order to allow for variations incident to proper grading and handling in each of the foregoing grades the following tolerances, by weight, are provided, as specified:

(a) *Defects*—(1) *U.S. No. 1, U.S. No. 1 Boiler and U.S. No. 1 Pickler grades.* 10 percent of the onions in any lot may be damaged by peeling, and not more than 5 percent may be below the remaining requirements of these grades, but not more than two-fifths of this tolerance, or 2 percent, may be allowed for onions which are affected by decay or wet sunscald (see § 51.2838); and,

(2) *U.S. Commercial and U.S. No. 2 grades.* 5 percent of the onions in any lot may be below the requirements of these grades, but not more than two-fifths of this tolerance, or 2 percent, may be allowed for onions which are affected by decay or wet sunscald. (See § 51.2838.)

(b) *Off-size*—(1) *U.S. No. 1, U.S. Commercial, U.S. No. 1 Boiler and U.S. No. 2 grades.* 5 percent of the onions in any lot may be below the specified minimum size, and 10 percent may be above any specified maximum size (See § 51.2838); and,

(2) *U.S. No. 1 Pickler grade.* 10 percent of the onions in any lot may be above maximum size specified for this grade. (See § 51.2838.)

APPLICATION OF TOLERANCES

§ 51.2838 Application of tolerances.

(a) The contents of individual packages in the lot, based on sample inspection, are subject to the following limitations: *Provided*, That the averages for the entire lot are within the tolerances specified for the grade:

(1) Packages which contain more than 10 pounds shall have not more than one and one-half times a specified 10 percent tolerance and not more than double a specified tolerance of less than 10 percent, except that at least one defective and one off-size onion may be permitted in any package; and,

(2) Packages which contain 10 pounds or less shall have not more than three times the tolerance specified, except that at least one defective and one off-size onion may be permitted in any package.

DEFINITIONS

§ 51.2839 Mature.

"Mature" means well cured. Midseason onions which are not customarily held in storage shall be considered mature when harvested in accordance with good commercial practice at a stage which will not result in the onions becoming soft or spongy.

§ 51.2840 Fairly firm.

"Fairly firm" means that the onion may yield slightly to moderate pressure but is not appreciably soft or spongy.

§ 51.2841 Fairly well shaped.

"Fairly well shaped" means having the shape characteristic of the variety, but onions may be slightly off-type, or slightly misshapen.

§ 51.2842 Wet sunscald.

"Wet sunscald" means sunscald which is soft, mushy or sticky.

§ 51.2843 Doubles.

"Doubles" means onions which have developed more than one distinct bulb joined only at the base.

§ 51.2844 Bottlenecks.

"Bottlenecks" are onions which have abnormally thick necks with only fairly well developed bulbs.

§ 51.2845 Scallions.

"Scallions" are onions which have thick necks and relatively small and poorly developed bulbs.

§ 51.2846 Damage.

"Damage" means any specific defect described in this section; or any equally objectionable variation of any one of these defects, any other defect, or any combination of defects, which materially detracts from the appearance, or the edi-

ble or shipping quality of the onions. The following specific defects shall be considered as damage:

(a) Seedstems which are tough or woody, or which are more than 1/4 inch in diameter;

(b) Splits when onions with two or more hearts are not practically covered by one or more outer scales;

(c) Tops when materially detracting from the appearance of the lot. As a guide, a lot shall be considered damaged if more than 20 percent of the tops are 3 inches in length and the remainder 2 inches;

(d) New roots when most roots on an individual onion have grown to a length of 1 inch or more;

(e) Dry roots when detracting from the appearance of the lot more than the presence of 20 percent of the onions having all roots 2 inches in length;

(f) Dry sunscald which is readily apparent without peeling the onion;

(g) Sunburn when it detracts from the appearance more than the presence of one-third of the onions in the lot showing sunburn of medium green color on one-third of the surface;

(h) Sprouts when visible, or when concealed within the dry top and more than three-fourths inch in length on an onion 2 inches or larger in diameter, or proportionately shorter on smaller onions;

(i) Peeling when more than one-half of the thin papery skin is missing, leaving the underlying fleshy scale unprotected;

(j) Cracked fleshy scales when one or more of the fleshy scales are cracked;

(k) Watery scales when more than the equivalent of the entire outer fleshy scale is affected by an off-colored, water-soaked condition; and,

(l) Dirt or staining when materially detracting from the appearance of the lot. Yellow, brown or red onions are damaged when the appearance of the lot is affected more seriously than by the presence of 20 percent appreciably stained onions. White onions are damaged when the appearance of the lot is affected more seriously than by the presence of 15 percent appreciably stained onions. Onions with adhering or caked dirt shall be judged on the same basis as stained onions.

§ 51.2847 Diameter.

"Diameter" means the greatest dimension measured at right angles to a straight line running from the stem to the root.

§ 51.2848 Badly misshapen.

"Badly misshapen" means that the onion is so misshapen that its appearance is seriously affected.

§ 51.2849 Serious damage.

"Serious damage" means any specific defect described in this section; or any equally objectionable variation of any one of these defects, any other defect, or any combination of defects, which seriously detracts from the appearance, or the edible or shipping quality of the onions. The following specific defects shall be considered as serious damage:

(a) Watery scales when more than the equivalent of two entire outer fleshy scales are affected by an off-colored, watersoaked condition;

(b) Dirt or staining when seriously detracting from the appearance of the lot. Onions are seriously damaged by dirt or staining when more than 25 percent of onions in the lot are badly stained. Onions with adhering or caked dirt shall be judged on the same basis as stained onions;

(c) Seedstems when more than one-half inch in diameter; and,

(d) Sprouts when the visible length is more than one-half inch.

§ 51.2850 One type.

"One type" means that the onions are within the same general color category.

The United States Standards for Grades of Onions (Other than Bermuda-Granex and Creole Types) contained in this subpart shall become effective May 15, 1961, and will thereupon supersede the United States Standards for Northern Grown Onions which have been in effect since July 31, 1944 (7 CFR, §§ 51.2830 to 51.2847).

Dated: March 31, 1961.

ROY W. LENNARTSON,
Deputy Administrator,
Agricultural Marketing Service.

[F.R. Doc. 61-3003; Filed, Apr. 4, 1961;
8:49 a.m.]

**SUBCHAPTER D—REGULATIONS UNDER THE
POULTRY PRODUCTS INSPECTION ACT**

**PART 81—INSPECTION OF POULTRY
AND POULTRY PRODUCTS**

Miscellaneous Amendments

The regulations governing the inspection of poultry and poultry products (7 CFR Part 81, as amended) are further amended as hereinafter set forth pursuant to authority contained in the Poultry Products Inspection Act (71 Stat. 441; 21 U.S.C. 451 et seq.).

1. Section 81.14(g) is amended by adding at the end thereof the following sentence: "The Administrator may terminate plant approval of any official establishment in which inspection service has been discontinued."

2. Section 81.50(g) is amended by adding at the end thereof a new sentence to read: "However, the Administrator, upon written request and under such conditions as he may prescribe, may approve the shipment of poultry in operational type containers, such as chill tanks or lugs, from one official establishment to another official establishment for further processing."

3. Section 81.125 is amended by deleting the phrase "as provided in § 81.154 and".

4. Section 81.131(f) (1) (v) is deleted.

5. Section 81.139(a) (1) is amended to read:

(1) All features of the label or marking are proportionately enlarged, with color scheme changes, if any, limited to those which will result in the same degree of legibility of each part of the modified label or marking as that of the approved label or marking.

6. Section 81.154 is deleted.

7. Section 81.202 is deleted.

8. Section 81.204 is amended by deleting the phrase "§ 81.202 or."

9. In § 81.301(a) the second sentence is amended to read: "Thereafter slaughtered poultry and poultry products from the countries so listed shall be eligible, subject to the provisions of this subpart and other applicable laws and regulations, for importation into the United States."

10. Section 81.301(b) is issued to read:

(b) It has been determined that each of the following foreign countries maintain a poultry inspection system that is the substantial equivalent of the system maintained by the United States:

Canada.
France.

(Sec. 14, 71 Stat. 447; 21 U.S.C. 463; 19 F.R. 74, as amended)

The amendments shall become effective upon publication in the FEDERAL REGISTER. The amendment of § 81.14 is deemed necessary and should be made effective promptly in order to protect the public by assuring that approved plants do not deteriorate while inspection is discontinued. The changes in §§ 81.50 and 81.139 are of a minor nature and relieve restrictions, and additional time is not required to comply with them. Sections 81.131(f) (1) (v), 81.154, and 81.202 and references to §§ 81.154 and 81.202 in §§ 81.125 and 81.204 are deleted because they are obsolete. The amendment of § 81.301(a) is for clarification only. The amendment of § 81.301(b) relieves restrictions by permitting importation of slaughtered poultry and poultry products into the United States from Canada and France under specified conditions. This amendment must be made effective as soon as possible in order to be of maximum benefit to affected persons. Therefore, under section 4 of the Administrative Procedure Act (5 U.S.C. 1003) it is found upon good cause that notice of rule making and other public rule making procedures are unnecessary and impracticable and good cause is found for making the amendments effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 31st day of March 1961.

ROY W. LENNARTSON,
Deputy Administrator,
Agricultural Marketing Service.

[F.R. Doc. 61-3004; Filed, Apr. 4, 1961;
8:49 a.m.]

**Chapter VII—Commodity Stabilization
Service (Farm Marketing Quotas
and Acreage Allotments), Depart-
ment of Agriculture**

[Amdt. 6]

PART 730—RICE

**Subpart—Regulations for the Deter-
mination of Rice Acreage Allot-
ments for the 1959 and Subsequent
Crops of Rice**

**RELEASE AND REAPPORTIONMENT OF
ALLOTMENTS**

The purpose of the amendments herein is to (1) implement the provisions of Public Law 86-423 which precludes the release and reapportionment of any acreage on any farm acquired under right of eminent domain when the former owner retains occupancy through a lease, and (2) change the final dates for the release and reapportionment of rice acreage allotments in the States of California and Texas and to require any application for increase in farm rice acreage allotment from released acreage be filed not later than the final date for releasing allotment in such State.

Prior to preparing this amendment, public notice (26 F.R. 1837) was given in accordance with the Administrative Procedure Act (5 U.S.C. 1003) with respect to the implementation of the provisions of Public Law 86-423 and the changing the final dates for the release and reapportionment of rice allotment acreage in the State of California. No data, views or recommendations were received pursuant to such notice.

Since rice is normally planted within the next 30 days in California and Texas, it is imperative that these revisions be approved as soon as possible. Accordingly, it is hereby found that compliance with the public notice, procedure, and effective date provisions of the Administrative Procedure Act (5 U.S.C. 1003) with respect to changing the final dates for the release and reapportionment of rice allotment acreage in Texas is impractical and contrary to the public interest. Therefore the amendments contained herein shall become effective upon the date of their publication in the FEDERAL REGISTER.

1. Section 730.1024 is amended to read as follows:

**§ 730.1024 Release and reapportion-
ment of producer rice acreage allot-
ments.**

(a) In a producer State or area, a producer may, not later than the applicable closing date prescribed in this section voluntarily release to the county committee all or any part of his producer rice acreage allotment that will not be allocated to a farm in the current year. Such released acreage shall be deducted from the allotment established for such producer and may, except as provided in paragraph (e) of this sec-

tion, be reapportioned by the county committee to other producers (old or new) in the same county in amounts determined to be fair and reasonable on the basis of the production of rice by the producer during the five years immediately preceding the current year; previous rice acreage allotments established for the producer; abnormal conditions affecting acreage; land, labor, water and equipment available for the production of rice; crop-rotation practices; and the soil and other physical factors affecting the production of rice. The closing dates, except as provided herein, in each producer State or area for the release and reapportionment of rice acreage allotments shall be as follows:

State	Release	Reapportionment
California.....	Apr. 1	Apr. 15
Florida.....	Feb. 28	Mar. 14
Louisiana ¹	Apr. 24	May 1
North Carolina.....	Feb. 28	Mar. 5
Tennessee.....	Apr. 1	Apr. 15
Texas.....	Apr. 21	May 5

¹ Producer administrative area.

(b) If the State committee considers that an application in writing is necessary before the county committee may consider reapportioning released acreage to a farm, such application must be filed in the county office by the applicant on or before the applicable release date indicated herein. Since the California State Committee has determined that an application in writing is necessary before the county committee may consider reapportioning released acreage to a farm, only those farms for which a Form MQ-30, "Application for Increase in Farm Acreage Allotments from Released Acreage," is timely filed shall be given consideration when reapportioning released acreage in the State.

(c) Any part of a producer's allotment which is not assigned to a farm by reason of a field-size adjustment under § 730.1021(c) shall, upon request of the producer, be considered as released acreage under this paragraph. In considering producers to receive additional allotment from released acreage, preference shall be given to producers having small allotments. Any producer rice acreage allotment released shall, in determining future rice acreage allotments, be regarded as having been planted in the current year by the producer releasing such allotment if the producer is otherwise eligible for an old producer allotment, and shall not be considered as having been planted by the producer on the farm to which such released acreage is reapportioned.

(d) The release and reapportionment of rice acreage allotments under this section shall not become effective until approved by the State committee or upon behalf of the State committee by the State administrative officer, program specialist, or farmer fieldman.

(e) Notwithstanding any other provisions of this section, (i) any rice acreage allotment released by the owner or the operator of a farm which is covered in whole or in part by a soil bank conservation reserve contract or for which an

application is pending for a conservation reserve contract, shall not be reapportioned by the county committee to any other farm and (ii) the allotment for any farm acquired under right of eminent domain when the former owner retains occupancy through a lease shall not be increased from acreage released to the county committee for reapportionment.

2. Section 730.1033 is amended to read as follows:

§ 730.1033 Release and reapportionment of farm rice acreage allotments.

(a) In a farm State, any part of the rice acreage allotment determined for a farm that will not be planted in the current year and which is voluntarily released by the owner or operator of the farm to the county committee not later than the applicable closing date prescribed in this section shall be deducted from the rice acreage allotment determined for such farm, and may, except as provided under paragraph (e) of this section, be reapportioned by the county committee to other farms (old or new) in the same county receiving allotments in amounts determined by the county committee to be fair and reasonable on the basis of the production of rice on the farm during the five years immediately preceding the current year; farm acreage allotments previously established for the farm; abnormal conditions affecting acreage; land, labor, water and equipment available for the production of rice; crop-rotation practices; and the soil and other physical factors affecting the production of rice. The closing dates, except as provided herein, in each State, or area, for the release and reapportionment of farm rice acreage allotments shall be as follows:

State	Release	Reapportionment
Arkansas.....	May 1	May 8
Illinois.....	May 1	May 8
Louisiana ¹	Apr. 24	May 1
Mississippi.....	May 1	May 15
Missouri.....	May 1	May 8
Oklahoma.....	May 1	May 8
South Carolina.....	Apr. 1	Apr. 15

¹ Farm administrative area.

(b) If the State committee determines that an application in writing is necessary before the county committee may consider reapportioning released acreage to a farm, such application must be filed in the county office by the applicant on or before the applicable release date indicated herein.

(c) In considering farms to receive apportionments from released acreage, preference shall be given to farms having small allotments. Any rice acreage allotments released for the current year shall, in determining future farm rice acreage allotments, be regarded as having been planted in such year on the farm releasing such allotment if the farm is otherwise eligible for an old farm allotment, and shall not be considered as having been planted on the farm to which such released acreage is reapportioned.

(d) The release and reapportionment of rice acreage allotments under this section shall not become effective until approved by the State committee or on behalf of the State committee by the State administrative officer, program specialist, or farmer fieldman.

(e) Notwithstanding any other provision of this section, (i) any rice acreage allotment released by the owner or the operator of a farm which is covered in whole or in part by a soil bank conservation reserve contract shall not be reapportioned by the county committee to any other farm and (ii) the allotment for any farm acquired under right of eminent domain when the former owner retains occupancy through a lease shall not be released to the county committee, nor shall such allotment be increased from acreage released to the county committee for reapportionment.

(Sec. 375, 52 Stat. 66, as amended, sec. 353, 52 Stat. 61, as amended, sec. 115, 70 Stat. 196, sec. 1, 74 Stat. 41; 7 U.S.C. 1353, 1375, 1378)

Issued this 31st day of March 1961.

H. D. GODFREY,
Administrator,
Commodity Stabilization Service.

[F.R. Doc. 61-3010; Filed, Apr. 4, 1961;
8:49 a.m.]

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

[1033.301 Amdt. 3]

PART 1033—ONIONS GROWN IN SOUTH TEXAS

Limitation of Shipments

Findings. (a) Pursuant to Marketing Agreement No. 143 and Order No. 133 (7 CFR Part 1033) regulating the handling of onions grown in designated counties of South Texas, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of recommendations and information submitted by the South Texas Onion Committee, established pursuant to said marketing agreement and order, and other available information, it is hereby found that the amendment to the limitation of shipments regulation, hereinafter set forth, will tend to effectuate the declared policy of the act.

(b) It is hereby found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this amendment until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that (1) the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, (2) more orderly marketing in the public interest, than would otherwise prevail, will be promoted by regulating the handling of onions, in

the manner set forth below, on and after the effective date of this amendment, (3) compliance with this amendment will not require any special preparation on the part of handlers which cannot be completed by the effective date, (4) information regarding the committee's recommendation has been disseminated to producers and handlers in the production area, and (5) this amendment will facilitate the handling of onions under this part.

Order, as amended. In § 1033.301 (26 F.R. 2169, 2456, 2589) delete subdivision (ii) of paragraph (a) (1) and paragraph (b), and substitute in lieu thereof a new subdivision (ii) of paragraph (a) (1) and a new paragraph (b) as set forth below.

§ 1033.301 Limitation of shipments.

(a) *Grades*—(1) *Yellow varieties*.

(ii) From April 1, 1961, through May 31, 1961, U.S. No. 1, or better grade, for Bermuda or Granex varieties of the 2 to 4 inch size classification; and not more than 10 percent defects of U.S. No. 1 for the Grano variety of the 2 to 4 inch size classification.

(b) *Sizes*—(1) *Size classifications*. For purposes of regulation under this part, the size of onions shall be in accordance with one of the following classifications:

(i) "Small" shall be from 1 to 2¼ inches in diameter;

(ii) "Repackers" shall be from 1¾ to 2¾ inches in diameter, with 60 percent or more 2 inches or larger.

(iii) 2 inches to 4 inches in diameter;

(iv) 2½ inches or larger in diameter.

(2) *Sizing requirements*—(i) *Yellow varieties*. (a) From March 31, 1961, through May 31, 1961:

Repacker size;
2 inches to 4 inches in diameter; or
2½ inches or larger in diameter.

(ii) *White varieties*.

(a) From April 10, 1961, through May 31, 1961:

Small size;
Repacker size;
2 inches to 4 inches in diameter; or
2½ inches or larger in diameter.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Effective date: March 31, 1961, to become effective March 31, 1961.

FLOYD F. HEDLUND,
Deputy Director, Fruit and
Vegetable Division, Agricultural
Marketing Service.

[F.R. Doc. 61-2985; Filed, Apr. 4, 1961;
8:46 a.m.]

Title 10—ATOMIC ENERGY

Chapter I—Atomic Energy Commission

PART 37—RADIOISOTOPE RE- SEARCH SUPPORT PROGRAM

Miscellaneous Amendments

During the past six years the U.S. Atomic Energy Commission has been

supporting the purchase of radioisotopes in research in the life sciences. This assistance has been provided through a program known as the "Radioisotope Research Support Program" and has done much to stimulate interest in the use of radioisotopes as a basic tool in biomedical research.

The Commission has recently concluded that the need for such specialized support of radioisotopes has diminished significantly, that the use of radioisotopes in biomedical research has become sufficiently well established and that the original objective of the program has now been essentially achieved. For these reasons the Commission has decided to bring the program to a close and terminate it completely by July 1, 1961.

The amendments set forth below effect an orderly termination of the program in accordance with the Commission's decision. Essentially the termination measures are these: No discount certificate will be issued on or after the date of publication of these amendments in the FEDERAL REGISTER. Holders of discount certificates must make their purchases and assure that shipments are made thereon before July 1, 1961; to the extent this is not done, credits against discount purchases of radioisotopes will not be given. Effective upon the date of publication in the FEDERAL REGISTER, 10 C.F.R. Part 37, is amended in the following respects:

§ 37.9 [Amendment]

1. The following sentence is added at the end of the present text of § 37.9 *Issuance*: "No Discount Certificates will be issued on or after April 5, 1961."

§ 37.12 [Amendment]

2. The following paragraph (c) is added to § 37.12:

(c) Discount purchases may not be made with respect to radioisotopes not shipped by the supplier or distributor, as the case may be, on or before June 30, 1961.

§ 37.13 [Amendment]

3. The following paragraph (e) is added to § 37.13:

(e) No credit shall be requested, and none will be given, with respect to any shipments of radioisotopes after June 30, 1961.

4. The following § 37.14 is added:

§ 37.14 Expiration of Radioisotope Research Support Program.

Discount Certificates will not be issued on or after April 5, 1961, and credits will not be given with respect to any shipments subsequent to June 30, 1961 of radioisotopes ordered on the discount purchase basis provided for in the program set forth in this part.

(Sec. 161, 68 Stat. 948; 42 U.S.C. 2201)

Dated at Germantown, Md., this 29th day of March 1961.

For the Atomic Energy Commission.

HAROLD D. ANAMOSA,
Acting Secretary.

[F.R. Doc. 61-2972; Filed, Apr. 4, 1961;
8:45 a.m.]

Title 12—BANKS AND BANKING

Chapter V—Federal Home Loan Bank Board

SUBCHAPTER D—FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION

[No. FSLIC-1,084]

PART 563—OPERATIONS

Participations in Loans

MARCH 30, 1961.

Resolved that the Federal Home Loan Bank Board, upon the basis of consideration by it of the advisability of amendment of paragraph (b) of § 563.9-1 of the rules and regulations for Insurance of Accounts (12 CFR 563.9-1) by enlarging the territorial limits set forth in the first two sentences of said paragraph so as to include cases in which the property securing the loan is located within the territory within which the seller was, within the meaning of the first sentence of § 563.9 of said rules and regulations, operating on June 27, 1934, and for the purpose of effecting such amendment, hereby amends paragraph (b) of § 563.9-1 of the rules and regulations for Insurance of Accounts (12 CFR 563.9-1) to read as follows, effective April 5, 1961:

(b) *Retainage*. No insured institution shall participate in the making of a loan pursuant to the approval granted by this section unless the property securing the loan is located within the regular lending area of another lender which participates to the extent of at least fifty percent in the making of such loan. No insured institution shall purchase a participation in a loan pursuant to the approval granted by this section unless the property securing the loan is located within the regular lending area of the seller and the seller, at the close of the sale, has a participation of at least twenty-five percent in such loan. An insured institution which is another lender within the meaning of the first sentence of this paragraph or a seller within the meaning of the second sentence thereof shall not, without the prior written approval of the Corporation, sell or dispose of its participating interest or any part thereof (except to a Federal Home Loan Bank by way of security only) unless, at the close of such sale or other disposition, it has a participation of at least fifty percent in such loan, except that the foregoing amount of fifty percent in this sentence shall be twenty-five percent in the case of an insured institution which, with respect to such loan, is a seller within the meaning of the second sentence of this paragraph and is not another lender within the meaning of the first sentence thereof. As used in this paragraph, the term "regular lending area" means the territory within fifty miles from an institution's principal office and the territory within which such institution was, within the meaning of the first sentence of § 563.9, operating on June 27, 1934.

(Secs. 402, 403, 48 Stat. 1256, 1257, as amended; 12 U.S.C. 1725, 1726. Reorg. Plan No. 3 of 1947, 12 F.R. 4981, 3 CFR 1947 Supp.)

RULES AND REGULATIONS

Resolved further that, as said amendment only relieves restriction, the Board hereby finds that notice and public procedure thereon are unnecessary under the provisions of § 508.12 of the general regulations of the Federal Home Loan Bank Board (12 CFR 508.12) or section 4(a) of the Administrative Procedure Act and, as said amendment relieves restriction, deferment of the effective date thereof is not required under section 4(c) of said Act.

By the Federal Home Loan Bank Board.

[SEAL]

HARRY W. CAULSEN,
Secretary.

[F.R. Doc. 61-3000; Filed, Apr. 4, 1961;
8:48 a.m.]

Title 6—AGRICULTURAL CREDIT

Chapter IV—Commodity Stabilization Service and Commodity Credit Cor- poration, Department of Agriculture

SUBCHAPTER B—LOANS, PURCHASES AND OTHER OPERATIONS

PART 430—DAIRY PRODUCTS

Subpart—Milk and Butterfat Price Support Program

MISCELLANEOUS AMENDMENTS

The program heretofore announced to support prices to producers for milk and butterfat for the marketing year April 1960-March 1961 (25 F.R. 2704 as amended in 25 F.R. 9529) is hereby further amended as follows:

1. Section 430.220(b) (1) is amended by substituting the following schedule for the schedule of prices set forth therein:

Commodity and Location	Price per pound		
	Pro- duced before Sept. 17, 1960	Pro- duced Sept. 17, 1960- Mar. 9, 1961	Pro- duced on and after Mar. 10, 1961
Butter:			
U.S. Grade A or higher:			
New York, N.Y., Jer- sey City and New- ark, N.J.	\$0.5875	\$0.6125	\$0.6125
Seattle, Wash., and San Francisco, Calif.	.5800	.6050	.6050
California, Alaska, Ha- waii.	.5800	.6050	.6050
Connecticut, Rhode Is- land, Massachusetts, Vermont, New Hampshire, Maine.	.5875	.6125	.6125
Arizona, New Mexico, Texas, Louisiana, Mississippi, Ala- bama, Georgia, Flori- da, South Carolina.	.5775 (¹)	.6025 (¹)	.6025 (¹)
U.S. Grade B.	.3275	.3425	.3610
Cheddar cheese (standard moisture basis)			
Nonfat dry milk:			
Spray process: Barrels, drums, bags.	.1340	.1390	.1590
Roller process: Barrels, drums, bags.	.1140	.1190	.1390

¹ \$0.02 less than U.S. Grade A price.

2. Section 430.220(b) (3) is amended by substituting the following schedule for the schedule set forth therein:

Percent moisture	Produced before Sept. 17, 1960 ¹	Produced Sept. 17, 1960-Mar. 9, 1961	Produced on and after Mar. 10, 1961
37.3-37.7.....	\$0.3356	\$0.3509	\$0.3699
36.8-37.2.....	.3382	.3537	.3728
36.3-36.7.....	.3409	.3565	.3758
35.8-36.2.....	.3436	.3593	.3788
35.3-35.7.....	.3463	.3622	.3817
34.8-35.2.....	.3490	.3650	.3847
34.3-34.7.....	.3517	.3678	.3876
33.8-34.2.....	.3543	.3706	.3906
33.3-33.7.....	.3570	.3734	.3935
32.8-33.2.....	.3597	.3762	.3965

It is estimated that the foregoing prices will reflect a general level of prices to producers for milk and butterfat of not less than \$3.06 per hundredweight for manufacturing milk of yearly average butterfat content and not less than 56.6 cents per pound for butterfat for the period April 1, 1960 through September 16, 1960, not less than \$3.22 per hundredweight for manufacturing milk of yearly average butterfat content and not less than 59.6 cents per pound for butterfat for the period September 17, 1960 through March 9, 1961, and not less than \$3.40 per hundredweight for manufacturing milk of yearly average butterfat content and not less than 60.4 cents per pound for butterfat for the period March 10 through March 31, 1961.

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interprets or applies sec. 5, 62 Stat. 1072, 15 U.S.C. 714c; 201, 63 Stat. 1052, as amended and reenacted by 68 Stat. 899, and as amended by 70 Stat. 596, and 74 Stat. 1054, 7 U.S.C. 1446)

Signed at Washington, D.C., on March 31, 1961.

H. D. GODFREY,
Executive Vice President,
Commodity Credit Corporation.

[F.R. Doc. 61-3009; Filed, Apr. 4, 1961;
8:49 a.m.]

PART 430—DAIRY PRODUCTS

Subpart—Milk and Butterfat Price Support Program

The U.S. Department of Agriculture has announced a price support program for milk and butterfat for the marketing year April 1961 through March 1962, through purchases by Commodity Credit Corporation (CCC) of dairy products as provided herein:

§ 430.230 Price support program for milk and butterfat.

(a) The general levels of prices to producers for milk and butterfat will be supported from April 1, 1961, through March 31, 1962, at \$3.40 per hundredweight for manufacturing milk and 60.4 cents per pound for butterfat.

(b) (1) Price support for milk and butterfat will be through purchases by CCC of butter, nonfat dry milk, and Cheddar cheese offered by manufacturers and handlers, subject to terms and conditions of purchase announcements issued by the Livestock and Dairy Division, Commodity Stabilization Service, U.S. De-

partment of Agriculture, Washington 25, D.C. CCC will consider offers of such products at the following prices:

Commodity and location	Price per pound		
	Pro- duced before Sept. 17, 1960	Pro- duced Sept. 17, 1960-Mar. 9, 1961	Pro- duced on and after Mar. 10, 1961
Butter:			
U.S. Grade A or higher:			
New York, N.Y., Jer- sey City and New- ark, N.J.	\$0.5875	\$0.6125	\$0.6125
Seattle, Wash., and San Francisco, Calif.	.5800	.6050	.6050
California, Alaska, Ha- waii.	.5800	.6050	.6050
Connecticut, Rhode Is- land, Massachu- setts, Vermont, New Hampshire, Maine.	.5875	.6125	.6125
Arizona, New Mexico, Texas, Louisiana, Mississippi, Ala- bama, Georgia, Flori- da, South Carolina.	.5775 (¹)	.6025 (¹)	.6025 (¹)
U.S. Grade B.	(¹)	(¹)	(¹)
Cheddar cheese (standard moisture basis)	.3275	.3425	.3610
Nonfat dry milk:			
Spray process: Bags.	.1340	.1390	.1590
Roller process: Bags.	.1140	.1190	.1390

¹ \$0.02 less than U.S. Grade A price.

(2) Offers to sell butter at any locations not specifically provided for in this section will be considered at the price set forth in this section for the designated market (New York, San Francisco or Seattle) named by the seller, less 80 percent of the lowest published railroad carlot freight rate per pound gross weight in effect when the offer is accepted from such point to such designated market.

(3) For cheese offered on a dry basis the price per pound shall be that indicated below according to the percentage of moisture.

Percent moisture	Produced before Sept. 17, 1960	Produced Sept. 17, 1960-Mar. 9, 1961	Produced on and after Mar. 10, 1961
37.8-39.0 ¹	\$0.3275	\$0.3425	\$0.3610
37.3-37.7.....	.3356	.3509	.3699
36.8-37.2.....	.3382	.3537	.3728
36.3-36.7.....	.3409	.3565	.3758
35.8-36.2.....	.3436	.3593	.3788
35.3-35.7.....	.3463	.3622	.3817
34.8-35.2.....	.3490	.3650	.3847
34.3-34.7.....	.3517	.3678	.3876
33.8-34.2.....	.3543	.3706	.3906
33.3-33.7.....	.3570	.3734	.3935
32.8-33.2.....	.3597	.3762	.3965

¹ Standard moisture.

(c) The butter shall be U.S. Grade B or higher. The nonfat dry milk shall be U.S. Extra grade (except that maximum moisture content shall be 3½ percent and the direct microscopic clump bacteria count shall be not more than 250 million per gram as determined by U.S. Department of Agriculture test). The Cheddar cheese shall be U.S. Grade A or higher.

(d) The foregoing purchasing prices apply to bulk butter, Cheddar cheese, and nonfat dry milk in 100-lb. bags, packaged in accordance with specifications set forth in announcements issued by the Department of Agriculture. Prod-

ucts in other containers may be purchased at prices determined by competitive offers. Products meeting other specifications may be purchased at prices stated in the respective purchase announcements for such products or by competitive offers.

(e) The products purchased shall be produced and located in the United States. Purchases will be made in carlots. Grades and weights shall be evidenced by inspection certificates issued by the U.S. Department of Agriculture.

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interprets or applies sec. 5, 62 Stat. 1072, 15 U.S.C. 714c; sec. 201, 63 Stat. 1052, as amended and reenacted by 68 Stat. 899, and as amended by 70 Stat. 596 7 U.S.C. 1446)

Signed at Washington, D.C., on March 31, 1961.

H. D. GODFREY,
Executive Vice President,
Commodity Credit Corporation.

[F.R. Doc. 61-3008; Filed, Apr. 4, 1961;
8:49 a.m.]

SUBCHAPTER D—REGULATIONS UNDER SOIL BANK ACT

[Amdt. 46]

PART 485—SOIL BANK

Subpart—Conservation Reserve Program for 1956 Through 1959

DESIGNATION AND USE OF CONSERVATION RESERVE

Section 485.157(b) (1) of the regulations governing the Conservation Reserve Program for 1956 through 1959, 21 F.R. 6289, as amended, is hereby further amended by adding to the end thereof the following: "The planting of forest trees on the conservation reserve acreage any time during the contract period at the expense of the producer shall not be considered a violation of the contract if it will result in good conservation of the land."

(Sec. 124, 70 Stat. 198; 7 U.S.C. 1812)

Effective date: March 31, 1961.

H. D. GODFREY,
Administrator,
Commodity Stabilization Service.

[F.R. Doc. 61-3007; Filed, Apr. 4, 1961;
8:49 a.m.]

[Amdt. 11]

PART 485—SOIL BANK

Subpart—Conservation Reserve Program for 1960

DESIGNATION AND USE OF CONSERVATION RESERVE

The regulations governing the Conservation Reserve Program for 1960, 24 F.R. 7987, as amended, are hereby further amended as follows:

1. Section 485.513(b) (1) is amended by adding at the end thereof the following sentence: "The planting of forest trees on the conservation reserve acreage any time during the contract period at the expense of the producer, shall not

be considered a violation of the contract if it will result in good conservation of the land."

2. Section 485.513(1) is hereby deleted.

(Sec. 124, 70 Stat. 198; 7 U.S.C. 1812)

Effective date: March 31, 1961.

H. D. GODFREY,
Administrator,
Commodity Stabilization Service.

[F.R. Doc. 61-3006; Filed, Apr. 4, 1961;
8:49 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter III—Federal Aviation Agency

SUBCHAPTER E—AIR NAVIGATION REGULATIONS

[Reg. Docket 693; Amdt. 72a]

PART 610—MINIMUM EN ROUTE IFR ALTITUDES

Designation of Minimum and Maximum IFR Altitudes for Federal Airways

The time, 0401 e.s.t., was inadvertently omitted from the effective date paragraph of Amendment 72 published in the FEDERAL REGISTER on March 22, 1961 (26 F.R. 2388). This amendment corrects that error.

As this amendment imposes no additional burden on any person, compliance with the notice and public procedure provisions of the Administrative Procedure Act is unnecessary and it may be made effective upon publication in the FEDERAL REGISTER.

In consideration of the foregoing, the effective date paragraph of Amendment 72 to Part 610 (14 CFR 610) is hereby amended to read as follows:

These rules shall become effective 0401 e.s.t., April 6, 1961.

This amendment shall become effective April 5, 1961.

(Secs. 313(a), 307(c), 72 Stat. 752, 749; 49 U.S.C. 1354(a), 1348(c))

Issued in Washington, D.C., on March 30, 1961.

GEORGE C. PRILL,
Acting Director,
Bureau of Flight Standards.

[F.R. Doc. 61-2987; Filed, Apr. 4, 1961;
8:46 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 8042 c.o.]

PART 13—PROHIBITED TRADE PRACTICES

Holt, Rinehart and Winston, Inc.

Subpart—Advertising falsely or misleadingly: § 13.170 *Qualities or prop-*

erties of product or service: § 13.170–52 *Medicinal, therapeutic, healthful, etc.;* § 13.170–70 *Preventive or protective;* § 13.265 *Tests and investigations.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply Sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Holt, Rinehart and Winston, Inc., New York City, Docket 8042, November 24, 1960]

Consent order requiring New York City publishers to cease representing falsely in advertising that the book "Folk Medicine" by Dr. D. C. Jarvis, which they published, was an effective treatment, cure, and prevention for a long list of ailments and diseases, was a guide to good health, and had been scientifically tested.

The order to cease and desist is as follows:

It is ordered, That Respondent Holt, Rinehart and Winston, Inc., a corporation, and its officers, and respondent's representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of a book entitled "Folk Medicine", or any other book or books of the same or of approximately the same content, material, or methods, whether sold under the same name or any other name, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from representing, directly or indirectly, that the regimen in said book:

1. Constitutes an adequate, effective or reliable treatment for the common cold, arthritis, kidney trouble, digestive disorders, high blood pressure, overweight and obesity, chronic fatigue, headaches including migraine, hay fever, asthma, dizziness, run down feelings, lack of energy, lack of fertility, sinus infections, or other nagging ills and chronic ailments, or diseases which defy conventional medical diagnosis and treatment;

2. Arrests the progress of, corrects the underlying causes of, prevents or cures the common cold, arthritis, kidney trouble, digestive disorders, high blood pressure, overweight and obesity, chronic fatigue, headaches including migraine, hay fever, asthma, dizziness, run down feelings, lack of energy, lack of fertility, sinus infections, or other nagging ills and chronic ailments, or diseases which defy conventional medical diagnosis and treatment;

3. Prevents or cures sickness, maintains good health or prolongs the life span;

4. Gives vigor to young and old or is a guide to good health;

5. Has been scientifically tested.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That respondent Holt, Rinehart and Winston, Inc., a corporation, shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form

in which it has complied with the order to cease and desist.

By the Commission.

Issued: November 23, 1960.

[SEAL]

ROBERT M. PARRISH,
Secretary.

[F.R. Doc. 61-2975; Filed, Apr. 4, 1961;
8:45 a.m.]

Chapter I—Federal Trade Commission

[Docket 7990 c.o.]

PART 13—PROHIBITED TRADE PRACTICES

Slotkin's, Inc., et al.

Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely*: § 13.1108-45 *Fur Products Labeling Act*. Subpart—Misbranding or mislabeling: § 13.1212 *Formal regulatory and statutory requirements*: § 13.1212-30 *Fur Products Labeling Act*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 *Formal regulatory and statutory requirements*: § 13.1852-35 *Fur Products Labeling Act*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply Sec. 5, 38 Stat. 719, as amended; Sec. 8, 65 Stat. 179; 15 U.S.C. 45, 69f) [Cease and desist order, Slotkin's, Inc., et al., Buffalo, N.Y., Docket 7990, November 24, 1960]

In the Matter of Slotkin's, Inc., a Corporation, and Sidney Main and Florence Main, Individually and as Officers of Said Corporation

Consent order requiring Buffalo, N.Y., furriers to cease violating the Fur Products Labeling Act by failing to set forth the term "Dyed Broadtail processed Lamb" on invoices as required, and by failing in other respects to comply with invoicing and labeling provisions.

The order to cease and desist is as follows:

It is ordered, That Slotkin's, Inc., a corporation, and its officers, and Sidney Main and Florence Main, individually and as officers of said corporation, and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction into commerce, or the sale, advertising, or offering for sale in commerce or the transporting or distribution in commerce, of fur products, or in connection with the sale, advertising, offering for sale, transportation, or distribution of fur products which are made in whole or in part of fur which has been shipped and received in commerce, as "commerce", "fur" and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

1. Misbranding fur products by:

A. Failing to affix labels to fur products showing in words and figures plainly legible all the information required to be disclosed by each of the subsections of section 4(2) of the Fur Products Labeling Act;

B. Affixing to fur products labels that do not comply with the minimum size requirements of one and three-quarter inches by two and three-quarter inches;

C. Setting forth on labels affixed to fur products information required under section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder mingled with non-required information;

D. Failing to set forth on labels affixed to fur products all the information required to be disclosed by section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder on one side of such labels;

E. Failing to set forth the information required under section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder in a legible manner and in not smaller than pica or twelve point type;

2. Falsely or deceptively invoicing fur products by:

A. Failing to furnish to purchasers of fur products invoices showing all the information required to be disclosed by each of the subsections of section 5(b) (1) of the Fur Products Labeling Act;

B. Failing to set forth on invoices the term "Dyed Broadtail processed Lamb" where an election is made to use that term instead of Dyed Lamb.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That respondents Slotkin's, Inc., a corporation, and Sidney Main and Florence Main, individually and as officers of said corporation, shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: October 28, 1960.

By the Commission.

[SEAL]

ROBERT M. PARRISH,
Secretary.

[F.R. Doc. 61-2976; Filed, Apr. 4, 1961;
8:45 a.m.]

Title 18—CONSERVATION OF POWER

Chapter I—Federal Power Commission

[Statement of General Policy No. 61-1,
Amdt. 3]

PART 2—GENERAL POLICY AND INTERPRETATIONS

Area Price Levels for Natural Gas Sales by Independent Producers

MARCH 29, 1961.

In our Statement of General Policy No. 61-1 (§ 2.56), issued September 28, 1960, as amended on October 25, 1960

and December 20, 1960, we announced, inter alia, certain price levels for services in Texas Railroad Districts Nos. 5, 7-b and 9. We also stated therein that as it becomes apparent that certain adjustments thereto have general applicability, the area-price standard would be revised to further effectuate the public interest.

We have had occasion to review the aforementioned Statement, as amended, as such relates to Texas Railroad District Nos. 5, 7-b and 9. As a result we will further amend the Statement so as to set out new price levels for these areas. These adjusted levels, like those previously posted, are inclusive of tax reimbursement, establish the total area price for pipeline quality gas and appear appropriate and in the public interest.

Accordingly, the Commission's Statement of General Policy No. 61-1 (§ 2.56), issued September 28, 1960, as amended, is hereby further amended by deleting from Appendix A thereto the rates specified for Texas Railroad Districts Nos. 5, 7-b and 9, respectively, and substituting therefor the following rates:

Area		Increased rates/Mcf (cents)	Initial service rates/Mcf (cents)
Texas Railroad District	No. 5-----	14.50	14.50
Texas Railroad District	No. 7-b-----	14.50	11.50
Texas Railroad District	No. 9-----	14.50	14.50

By the Commission.

[SEAL]

MICHAEL J. FARRELL,
Acting Secretary.

[F.R. Doc. 61-2999; Filed, Apr. 4, 1961;
8:48 a.m.]

Title 36—PARKS, FORESTS, AND MEMORIALS

Chapter I—National Park Service, Department of the Interior

PART 6—VEHICLE, GUIDE, ADMISSION, AND MISCELLANEOUS FEES

Yellowstone and Grand Teton National Parks; Combined Fees

On page 1117 of the FEDERAL REGISTER of February 7, 1961, there was published a notice and text of a proposed amendment of § 6.2 (a), (b), and (c) of Part 6 of Title 36, Code of Federal Regulations. The purpose of the amendment is to provide a combined fee arrangement for Yellowstone and Grand Teton National Parks to facilitate entrance station operations in these two parks.

Interested persons were given 30 days within which to submit written comments, suggestions or objections concerning this proposed amendment. No suggestions for changes or objections have been received and the proposed amendment is hereby adopted without

change and is set forth below. This amendment shall become effective at the beginning of the 30th calendar day following the date of this publication in the FEDERAL REGISTER.

STEWART L. UDALL,
Secretary of the Interior.

MARCH 31, 1961.

Section 6.2 *Automobile, motorcycle, and house trailer permits*, paragraphs (a), (b), and (c), are amended to read as follows:

§ 6.2 *Automobile, motorcycle, and house trailer permits.*

(a) Fees for automobile permits are as follows:

	Yearly permit	15-day permit unless otherwise stated
Bryce Canyon National Park.....	\$2.00	\$1.00
Crater Lake National Park.....	2.00	1.00
Glacier National Park.....	4.00	2.00
Grand Canyon National Park.....	2.00	1.00
Grand Teton National Park.....	2.00	1.00
Lassen Volcanic National Park.....	2.00	1.00
Mesa Verde National Park.....	2.00	1.00
Mount Rainier National Park.....	2.00	1.00
Rocky Mountain National Park.....	2.00	1.00
Sequoia-Kings Canyon National Parks.....	4.00	2.00
Shenandoah National Park and the section of Blue Ridge Parkway between Jarman Gap and Rockfish Gap.....	1.00	1.50
Yellowstone-Grant Teton National Parks (combined).....	6.00	3.00
Yosemite National Park.....	6.00	3.00
Zion National Park.....	2.00	1.00
Bandelier National Monument.....	1.00	.50
Colorado National Monument.....	1.00	.50
Craters of the Moon National Monument.....	1.00	.50
Devils Tower National Monument.....	1.00	.50
Lava Beds National Monument.....	1.00	.50
Petrified Forest National Monument.....	1.00	.50
Pinnacles National Monument.....	1.00	.50
Scotts Bluff National Monument.....	.50	.25
White Sands National Monument.....	1.00	.50
Kennesaw Mountain National Battlefield Park.....	1.00	1.50

¹ Per trip.

(b) Fees for motorcycle permits are as follows:

	Yearly permit	15-day permit unless otherwise stated
Bryce Canyon National Park.....	\$2.00	\$1.00
Crater Lake National Park.....	2.00	1.00
Glacier National Park.....	2.00	1.00
Grand Canyon National Park.....	2.00	1.00
Lassen Volcanic National Park.....	2.00	1.00
Mesa Verde National Park.....	2.00	1.00
Mount Rainier National Park.....	2.00	1.00
Rocky Mountain National Park.....	2.00	1.00
Sequoia-Kings Canyon National Parks.....	2.00	1.00
Shenandoah National Park and the section of Blue Ridge Parkway between Jarman Gap and Rockfish Gap.....	1.00	1.50
Yellowstone-Grant Teton National Parks (combined).....	2.00	1.00
Yosemite National Park.....	2.00	1.00
Zion National Park.....	2.00	1.00
Bandelier National Monument.....	1.00	.50
Colorado National Monument.....	1.00	.50
Craters of the Moon National Monument.....	1.00	.50
Devils Tower National Monument.....	1.00	.50
Lava Beds National Monument.....	1.00	.50
Petrified Forest National Monument.....	1.00	.50
Pinnacles National Monument.....	1.00	.50
Scotts Bluff National Monument.....	.50	.25
White Sands National Monument.....	1.00	.50
Kennesaw Mountain National Battlefield Park.....	1.00	1.50

¹ Per trip.

(c) Fees for house trailer permits are as follows:

	Yearly permit	15-day permit unless otherwise stated
Bryce Canyon National Park.....	\$2.00	\$1.00
Crater Lake National Park.....	2.00	1.00
Glacier National Park.....	4.00	2.00
Grand Canyon National Park.....	2.00	1.00
Grand Teton National Park.....	2.00	1.00
Lassen Volcanic National Park.....	2.00	1.00
Mesa Verde National Park.....	2.00	1.00
Mount Rainier National Park.....	2.00	1.00
Rocky Mountain National Park.....	2.00	1.00
Sequoia-Kings Canyon National Parks.....	4.00	2.00
Shenandoah National Park and the section of Blue Ridge Parkway between Jarman Gap and Rockfish Gap.....	1.00	1.50
Yellowstone-Grant Teton National Parks (combined).....	6.00	3.00
Yosemite National Park.....	6.00	3.00
Zion National Park.....	2.00	1.00
Bandelier National Monument.....	1.00	.50
Colorado National Monument.....	1.00	.50
Craters of the Moon National Monument.....	1.00	.50
Devils Tower National Monument.....	1.00	.50
Pinnacles National Monument.....	1.00	.50
White Sands National Monument.....	1.00	.50

¹ Per trip.

[F.R. Doc. 61-2963; Filed, Apr. 4, 1961; 8:45 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 203—BRIDGE REGULATIONS

Charles River, Mass. and Canaveral Harbor Barge Canal, Fla.

1. Pursuant to the provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U.S.C. 499), § 203.75 governing the operation of drawbridges in Boston Harbor and adjacent waters, Massachusetts is hereby amended with respect to paragraph (h) (2) governing the operation of the Charlestown Bridge across Charles River, effective 30 days after publication in the FEDERAL REGISTER, as follows:

§ 203.75 *Boston Harbor, Mass.; and adjacent waters; bridges.*

* * * * *

(h) *Charles River.* * * *

(2) *Charlestown Bridge.* The draw need not be opened for the passage of vessels, and paragraphs (b) to (f), of this section shall not apply to this bridge.

NOTE: The temporary special regulations contained in paragraphs (i) and (j) are on a trial basis and are subject to review and amendment at any time by the Department of the Army.

* * * * *

[Regs., March 20, 1961, 285/91 (Charles River, Mass.)—ENG CW-O] (Sec. 5, 28 Stat. 362; 33 U.S.C. 499)

2. Pursuant to the provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U.S.C. 499), § 203.437 is hereby prescribed to

govern the operation of the Florida State Road Department bridge across Canaveral Harbor Barge Canal on State Road No. A1A, Merritt Island, Florida, effective 30 days after publication in the FEDERAL REGISTER, as follows:

§ 203.437 *Canaveral Harbor Barge Canal, Fla.; Florida State Road Department bridge (State Road No. A1A), on Merritt Island.*

(a) Anyone requiring the drawspan to be opened for the passage of a vessel or tow shall give the authorized representative of the owner of the bridge by telephone at least 3 hours advance notice of the time at which such opening will be required.

(b) The owner of or operator of the bridge shall keep conspicuously posted on both the upstream and downstream sides of the bridge, in such manner that they can easily be read at any time, copies of the regulations together with a notice stating exactly how the representative specified in paragraph (a) of this section may be reached for opening the bridge.

[Regs. March 21, 1961, 285/91 (Canaveral Harbor Barge Canal, Fla.)—ENG CW-O] (Sec. 5, 28 Stat. 362; 33 U.S.C. 499)

R. V. LEE,
Major General, U.S. Army,
The Adjutant General.

[F.R. Doc. 61-2973; Filed, Apr. 4, 1961; 8:45 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 2817]

ALASKA

Revoking Public Land Order No. 436 of January 13, 1948, and No. 868 of October 21, 1952

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. Public Land Order No. 436 of January 13, 1948, and No. 868 of October 21, 1952, as modified by Public Land Order No. 1468 of August 12, 1957, and as amended by Public Land Order No. 1805 of February 25, 1959, reserving the following-described lands for classification, are hereby revoked:

PUBLIC LAND ORDER No. 436

Beginning at Angle Point No. 119 on the International Boundary between Alaska and British Columbia; thence

Northwesterly, 3.10 miles approximately, along the International Boundary to Angle Point No. 121;

Southwesterly, 3.5 miles approximately, on a straight line to Mt. Hoffman;

Southwesterly, 7.9 miles approximately, on a straight line to Mt. Yeatman;

West, 2.25 miles approximately, to a point at longitude 135°28'10" W., latitude 59°33'20" N.;

Southeasterly, 5.8 miles approximately on a straight line to Parsons Peak;

Easterly, 3.75 miles approximately on a straight line to Corner No. 2 U.S. Survey No. 2509, in longitude 135°19'10" W., latitude 59°27'50" N.;

Northeasterly, 13.75 miles approximately, along the divide between Taiya River and Skagway River to Angle Point No. 119 on the International Boundary between Alaska and British Columbia and the point of beginning.

The area described contains approximately 72.8 square miles.

PUBLIC LAND ORDER No. 868

Beginning at Corner No. 2, U.S. Survey No. 2509, latitude 59°27'50" N., longitude 135°19'10" W., thence

Northwesterly, 0.6 mile approximately, along the south boundary of the area withdrawn by Public Land Order 436 of January 13, 1948, to the east shore line of Nakhu Bay;

Southerly, easterly, southerly, 3.5 miles approximately, along the shore line of Nakhu Bay and Taiya Inlet, to the intersection of Tongass National Forest boundary, approximate latitude 59°26' N., longitude 135°20' W.;

Southeasterly, 1.7 miles approximately, along forest boundary;

Northeasterly, 4.3 miles approximately, along forest boundary;

Northwesterly, 1.7 miles approximately, along forest boundary;

Northeasterly, 1.5 miles approximately, along forest boundary, on east side Skagway River to latitude 59°30' N., longitude 135°15' W.;

West, 1.9 miles approximately, along latitude 59°30' N., to east boundary of Public Land Order 436;

Southerly, 2.4 miles approximately, along the divide between Taiya and Skagway Rivers, being the east boundary of Public Land Order 436, to point of beginning, and including all that part of Dyea Point south of a line from Parsons Peak to Corner No. 2, U.S. Survey 2509, being the south boundary of Public Land Order 436.

The area described contains approximately 7,400 acres.

The areas described total in the aggregate approximately 53,992 acres.

2. Until 10:00 a.m. on June 29, 1961, the State of Alaska shall have a preferred right to select the lands in accordance with and subject to the limitations and requirements of the act of July 28, 1956 (70 Stat. 709; 48 U.S.C. 46-3b), section 6(g) of the Alaska Statehood Act of July 7, 1958 (72 Stat. 339), and the regulations in 43 CFR 76.1-76.18.

3. Beginning at 10:00 a.m. on June 29, 1961, the lands shall be subject to operation of the public land laws generally, including the mining laws, subject to valid existing rights and equitable claims, the provisions of existing withdrawals, the requirements of applicable law, rules, and regulations.

4. The lands were opened to applications and offers under the mineral leasing laws, and to disposals of timber and materials, by Public Land Order No. 1468 of August 12, 1957.

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Juneau, Alaska.

JOHN A. CARVER, JR.,
Assistant Secretary of the Interior.

MARCH 30, 1961.

[F.R. Doc. 61-2977; Filed, Apr. 4, 1961; 8:46 a.m.]

[Public Land Order 2318]

[25527]

ALASKA

Partially Revoking Public Land Order No. 503 of July 27, 1948

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. Public Land Order No. 503 of July 27, 1948, which reserved certain lands for use of the Bureau of Land Management as an administrative site, is hereby revoked so far as it affects the following-described lands:

FAIRBANKS MERIDIAN

T. 1 S., R. 1 W.,
Sec. 8, lot 14.

The area described contains 26.86 acres.

2. The land is located approximately two and a half miles west of downtown Fairbanks on the south bank of the Chena River. It consists of flat spruce-covered bottom land and the soil is of silt underlain by river gravels and supports a cover of white spruce, birch, and aspen with blueberries, wild roses, and cranberries in the understorey.

3. Until 10:00 a.m. on June 29, 1961, the State of Alaska shall have a preferred right to select the lands in accordance with and subject to the limitations and requirements of the act of July 28, 1956 (70 Stat. 709; 48 U.S.C. 46-3b), Section 6(g) of the Alaska Statehood Act of July 7, 1958 (72 Stat. 339), and the regulations in 43 CFR 76.1-76.18.

4. Beginning at 10:00 a.m. on June 29, 1961, the lands shall be subject to operation of the public land laws generally, including the mining laws, subject to valid existing rights and equitable claims, the provisions of existing withdrawals, the requirements of applicable law, rules, and regulations. The lands have been open to applications and offers under the mineral leasing laws.

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Fairbanks, Alaska.

JOHN A. CARVER, JR.,
Assistant Secretary of the Interior.

MARCH 30, 1961.

[F.R. Doc. 61-2978; Filed, Apr. 4, 1961; 8:46 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[FCC 61-439]

PART 7—STATIONS ON LAND IN THE MARITIME SERVICES

PART 8—STATIONS ON SHIPBOARD IN THE MARITIME SERVICES

Temporary General Authorization for Coast and Ship Stations and Related Waiver of Rules

At a session of the Federal Communications Commission held at its offices in

Washington, D.C., on the 29th day of March 1961;

The Commission having under consideration the matter of modification of the licenses of certain coast and ship stations presently authorized under the provisions of Parts 7 and 8 of the Commission's rules;

It appearing that a notice of proposed rule making has been issued in Docket No. 13952 proposing, among other things, to shift frequencies of certain coast and ship stations in the maritime bands between 4 and 27.5 Mc to frequencies which are allotted in the Geneva Radio Regulations (GRR); and

It further appearing that the proposal will not be made effective except as permitted by and under the terms of the President's ratification of the GRR (1959), with the advice and consent of the Senate, and, to date, the GRR have not been ratified by the United States; and

It further appearing that many foreign countries have ratified the Geneva treaty and, therefore, the GRR allocation plan will be in use on an international basis beginning May 1, 1961; and

It further appearing that authorization for the use of the newly allocated frequencies is necessary in order to avoid operational and interference problems that may arise when other countries begin operation in accordance with the GRR; and

It further appearing that in view of the time limitation, and the procedural and administrative problems involved in processing applications for modification of station license, an emergency exists in which to follow normal licensing procedures would create an infeasible delay in the inauguration of use of such new frequencies; and

It further appearing that in view of the foregoing reasons, licensees should be authorized to use such new frequencies for a temporary period which will extend from the date of this order until ninety days after rules become effective making the frequencies herein concerned available for assignment on a regular basis;

It is ordered, Pursuant to section 308 (a) (3) of the Communications Act of 1934, as amended, that effective March 29, 1961, the licenses of the presently authorized public coast stations listed below, are modified to authorize, in addition to those frequencies presently assigned, the frequencies shown below;

It is further ordered, That Pursuant to section 308(a) (3) of the Communications Act of 1934, as amended, that effective March 29, 1961, the licenses of passenger ship stations using radiotelegraphy between 2 Mc and 27.5 Mc and ship stations using radiotelephony for communications with coast stations listed in paragraph A below, are modified to authorize, in addition to those frequencies presently assigned, the frequencies shown below;

It is further ordered, That the authorizations herein ordered are hereby authorized in accordance with the applicable provisions of Parts 7 and 8 of the Commission's rules;

It is further ordered, That the foregoing general authorization shall be for

a temporary period which will extend from the date of this order until ninety days after rules become effective making the frequencies herein concerned available for assignment on a regular basis;

It is further ordered, That all rule provisions in Parts 7 and 8 of the Commission's rules which are inconsistent with the actions herein ordered are hereby waived for the temporary period specified in the foregoing ordering clause.

Released: March 31, 1961.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

A. Public coast stations employing telephony. The public coast stations listed below are hereby authorized to use the following transmitting frequencies in addition to those frequencies now appearing on their station licenses:

Call sign	Licensee	Station location	Transmitting frequency (kc)	Receiving frequency (kc)
KML.....	American Telephone and Telegraph Co.	Dixon, Calif.....	4377.4 8754.4 13182.5 17342.5 22695.5	4072.4 8204.4 12382.5 16512.5 22045.5
KQM.....	RCA Communications, Inc....	Kahuku, Hawaii.....	4422.2 8767.2 13175.5 17307.5	4117.2 8217.2 12375.5 16477.5
WOY and WOO....	American Telephone and Telegraph Co.	Lawrenceville, and Ocean Gate, N.J.	4396.6 4409.4 4434.9 8773.6 8811.9 13161.5 13196.5 17321.5 17356.5 22681.5 22716.5	4091.6 4104.4 4129.9 8223.6 8261.9 12361.5 12396.5 16491.5 16526.5 22031.5 22066.5
WOM.....	do.....	Ojus, Fla.....	4428.6	4123.6
WLC.....	Central Radio Telegraph Co....	Rogers City, Mich.....	4422.2 4434.9 8799.2	4117.2 4129.9 8249.2
WBL.....	RCA Communications, Inc....	Martinsville, N. Y.....	4422.2 4434.9 8799.2	4117.2 4129.9 8249.2
WAS.....	The Lorain County Radio Corp.	Duluth, Minn.....	4422.2 4434.9 8799.2	4117.2 4129.9 8249.2
WMI.....	do.....	Lorain, Ohio.....	4422.2 4434.9 8799.2	4117.2 4129.9 8249.2
WAD.....	do.....	Port Washington, Wis.....	4422.2 4434.9 8799.2	4117.2 4129.9 8249.2
WAY.....	Illinois Bell Telephone Co.....	Lake Bluff, Ill.....	4422.2 4434.9 8799.2	4117.2 4129.9 8249.2

¹ Available for use annually during period Dec. 15 to Mar. 15.

B. Ship stations authorized to use radiotelephone frequencies between 4-27.5 Mc. In addition to the frequencies currently licensed for communication with the public coast stations shown in Paragraph A of this Appendix, public ship stations are hereby authorized to use the following transmitting frequencies:

Transmitting frequency (kc)	Receiving frequency (kc)
4072.4	4377.4
4091.6	4396.6
4104.4	4409.4
4117.2	4422.2
4123.6	4428.6
4129.9 (Great Lakes)	4434.9 Great Lakes)
4129.9 ¹ (New York)	4434.9 ¹ New York)
8204.4	8754.4
8217.2	8767.2
8223.6	8773.6
8249.2	8799.2
8261.9	8811.9
12361.5	13161.5
12375.5	13175.5
12382.5	13182.5
12396.5	13196.5
16477.5	17307.5
16491.5	17321.5
16512.5	17342.5
16526.5	17356.5
22031.5	22681.5
22045.5	22695.5
22066.5	22716.5

¹ Available for use annually during period Dec. 15 to March 15.

C. Ship stations authorized to use radiotelegraph frequencies between 2-27.5 Mc. Licensees of ship stations now authorized to use radiotelegraph frequencies between 2 Mc-27.5 Mc are hereby authorized to use the following additional transmitting frequencies in accordance with the assignment plan shown below. Licensees shall notify the Commission of the frequencies (as in-

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dictated by frequency symbols) to be used aboard a particular ship.

High traffic ship working frequency column symbols (the frequencies represented by the symbols are listed below)*

Licensees

RCA Communications, Inc. H1, H3, H5, H7, H9.

Mackay Radio and Telegraph Company, Inc. H4, H6, H8, H10.

Tropical Radio Telegraph Company. H2, H11.

Matson Navigation Company. H2, H11.

Globe Wireless Company. H4, H6, H8, H10.

Other Applicants:

A-C----- H2, H11.

D-L----- H2, H11.

M----- H2, H11.

N-R----- H2, H11.

S----- H2, H11.

T-Z----- H2, H11.

*High traffic ship radiotelegraph working frequencies (kc):

H1: 2080.5, 4161, 6241.5, 8322, 12474, 12478.5, 12483, 16626, 16632, 16638, 16644, 22151, 22157.

H2: 2081.25, 4162.5, 6243.75, 8325, 12474, 12478.5, 12487.5, 16626, 16632, 16638, 16650, 22151, 22163.

H3: 2082, 4164, 6246, 8328, 12474, 12478.5, 12492, 16626, 16632, 16638, 16656, 22151, 22169.

H4: 2082.75, 4165.5, 6248.25, 8331, 12474, 12478.5, 12496.5, 16626, 16632, 16638, 16662, 22151, 22175.

H5: 2083.5, 4167, 6250.5, 8334, 12474, 12478.5, 12501, 16626, 16632, 16638, 16668, 22151, 22181.

H6: 2084.25, 4168.5, 6252.75, 8337, 12474, 12478.5, 12505.5, 16626, 16632, 16638, 16674, 22151, 22187.

H7: 2085, 4170, 6255, 8340, 12474, 12478.5, 12510, 16626, 16632, 16638, 16680, 22151, 22193.

H8: 2085.75, 4171.5, 6257.25, 8343, 12474, 12478.5, 12514.5, 16626, 16632, 16638, 16686, 22151, 22199.

H9: 2086.5, 4173, 6259.5, 8346, 12474, 12478.5, 12519, 16626, 16632, 16638, 16692, 22151, 22205.

H10: 2087.25, 4174.5, 6261.75, 8349, 12474, 12478.5, 12523.5, 16626, 16632, 16638, 16698, 22151, 22211.

H11: 2088, 4176, 6264, 8352, 12474, 12478.5, 12528, 16626, 16632, 16638, 16704, 22151, 22217.

[F.R. Doc. 61-3016; Filed, Apr. 4, 1961; 8:50 a.m.]

Title 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

PART I—GENERAL RULES OF PRACTICE

Operation Rights Boards

At a general session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 27th day of March A.D. 1961.

The Commission on the date hereof having created two boards of employees,

designated as the Operating Rights Boards, to which certain classes of applications, matters, and proceedings that have not involved the taking of testimony at a public hearing or the submission of evidence by opposing parties in the form of affidavits have been assigned, and the matter of revising the special rules of procedure of the other employee boards to include and apply to the Operating Rights Boards being under consideration;

It is ordered, That to implement the action creating the Operating Rights Boards, § 1.225 (a) and (b) of Chapter I of Title 49 of the Code of Federal Regulations (49 CFR 1.225) is revised to read as follows:

§ 1.225 Special rules of practice governing the procedure of the Temporary Authorities Board, the Transfer Board, the Finance Boards, the Safety and Service Boards, the Motor Carrier Boards, the Special Permission Board, the Released Rates Board, and the Operating Rights Boards.

(a) The proceedings of the Temporary Authorities Board, the Transfer Board, the Finance Boards, the Safety and Service Boards, the Motor Carrier Boards, the Special Permission Board, the Released Rates Board, and the Operating Rights Boards shall be informal. No transcription of such proceedings will be made. Subpoenas will not be issued and, except when applications or petitions are required to be attested, oaths will not be administered.

(b) A petition for reconsideration of an order of the Temporary Authorities Board, the Transfer Board, a Finance Board, a Safety and Service Board, a Motor Carrier Board, the Special Permission Board, the Released Rates Board, or an Operating Rights Board may be filed by any interested person. Such petition and reply thereto will be governed by the Commission's general rules of practice, except as otherwise provided in paragraphs (c), (d) and (e) of this section.

It is further ordered, That the foregoing amendment shall become effective April 5, 1961.

Notice of this order shall be given to the general public by depositing a copy thereof in the Office of the Secretary of the Commission, Washington, D.C., and by filing a copy with the Director, Office of the Federal Register.

(Secs. 12, 17, 24 Stat. 383, as amended, 385, as amended; secs. 204, 205, 49 Stat. 546, as amended, 548, as amended; sec. 304, 54 Stat. 933; sec. 403, 56 Stat. 285; 49 U.S.C. 12, 17, 304, 305, 904, 1003)

By the Commission.

[SEAL]

HAROLD D. McCoy,
Secretary.

[F.R. Doc. 61-2994; Filed, Apr. 4, 1961; 8:48 a.m.]

Notices

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

ELBERTON LIVESTOCK AUCTION BARN AND LIBERAL SALES CO., INC.

Deposting of Stockyards

It has been ascertained, and notice is hereby given, that the stockyards named herein, originally posted on the respective dates specified below as being subject to the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), no longer come within the definition of a stockyard under said act for the reason that they are no longer being conducted or operated as public markets, and are, therefore, no longer subject to the provisions of the act.

Name and Location of Stockyard; Date of Posting

Elberton Livestock Auction Barn, Elberton, Ga.; June 2, 1959.
Liberal Sales Company, Inc., Liberal, Kans.; April 13, 1950.

Notice or other public procedure has not preceded promulgation of the foregoing rule since it is found that the giving of such notice would prevent the due and timely administration of the Packers and Stockyards Act and would, therefore, be impracticable and contrary to the public interest. There is no legal warrant or justification for not deposting promptly a stockyard which is no longer within the definition of that term contained in said act.

The foregoing is in the nature of a rule granting an exemption or relieving a restriction and, therefore, may be made effective in less than 30 days after publication in the FEDERAL REGISTER. This notice shall become effective upon publication in the FEDERAL REGISTER.

(42 Stat. 159, as amended and supplemented; 7 U.S.C. 181 et seq.)

Done at Washington, D.C., this 31st day of March 1961.

H. L. JONES,
Acting Chief, Rates and Registration Branch, Packers and Stockyards Division, Agricultural Marketing Service.

[F.R. Doc. 61-3005; Filed, Apr. 4, 1961; 8:49 a.m.]

DEPARTMENT OF COMMERCE

Bureau of Foreign Commerce

F. H. BERTLING

Order Conditionally Restoring Export Privileges

In the matter of F. H. Bertling, Monckebergstrasse 11, Hamburg 1, Federal Republic of Germany, Respondent, Case No. 261.

The respondent, F. H. Bertling, having been denied all export privileges so long as export controls might be in effect, pursuant to an order dated July 16, 1959 (24 F.R. 5810, July 21, 1959) and an appeal having been taken by it to the Appeals Board of the Department of Commerce, in connection with which appeal new evidence was submitted; and the Appeals Board having remanded this case to the Compliance Commissioner and the Director of the Office of Export Supply for the purpose of considering the new evidence and other issues raised on behalf of the respondent; and the Compliance Commissioner having held a hearing at which all new evidence and arguments on behalf of the respondent were submitted; and, following said hearing the respondent having submitted a certain affidavit and numerous commitments regarded by the Compliance Commissioner and the undersigned as substantial contributions to effective enforcement of the Export Control Act of 1949, as amended, and the regulations promulgated thereunder; and the Compliance Commissioner having reported that he adheres to his original conclusions of fact but recommends the entry of an order conditionally restoring all export privileges to the respondents, in the form hereafter set forth; and the respondent, F. H. Bertling, having agreed to the entry of such an order and having withdrawn the appeal heretofore taken to the Appeals Board of the Department of Commerce; the undersigned, after considering the entire record herein and being of the opinion that the action recommended by the Compliance Commissioner is just and fair, and that such action, coupled with the commitments made by the respondents, will contribute to effective enforcement of the law and the regulations.

It is hereby ordered, That, effective forthwith, all export privileges heretofore denied to the respondent be restored to it upon the condition that, so long as export controls are in effect, the respondent and all its officers and employees shall fully and faithfully comply with all the commitments and promises made by them in the document executed and sworn to by them on January 20, 1961, and in the supplemental declaration in amplification thereof. If, however, at any time hereafter, it be found by the Director of the Office of Export Supply, or such other officer as may at that time be exercising the functions now exercised by him, upon evidence submitted to him ex parte and without notice to the respondent, that the respondent, its officers or employees, have failed to comply with their commitments as above set forth, such officer may, without notice to the respondent, enter an order vacating this order and reinvoking the order of July 16, 1959. If such an order be entered, the respondents may apply

for a hearing for the purpose of having such action reconsidered and, in the event of an adverse ruling thereon, it shall have any right of appeal or review of such order as may at that time be available to similarly situated persons aggrieved by export control denial orders.

Dated: March 30, 1961.

FRANK W. SHEAFFER,
Director,
Office of Export Supply.

[F.R. Doc. 61-2995; Filed, Apr. 4, 1961; 8:48 a.m.]

Office of the Secretary

GEORGE E. HARDING

Statement of Changes in Financial Interests

In accordance with the requirements of Section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests as reported in the FEDERAL REGISTER during the past six months.

- A. Deletions—No change.
- B. Additions—No change.

This statement is made as of March 19, 1961.

Dated: March 19, 1961.

GEORGE E. HARDING

[F.R. Doc. 61-2996; Filed, Apr. 4, 1961; 8:48 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. 50-185]

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

Notice of Application for Construction Permit and Utilization Facility License

Please take notice that National Aeronautics and Space Administration, 1520 H Street, Northwest, Washington 25, D.C., under section 104 of the Atomic Energy Act of 1954, as amended, has submitted an application for license authorizing construction and operation at power levels up to 100 kilowatts (thermal) of a pool-type reactor at its Plum Brook Reactor Facility site in Erie County, Ohio. The reactor has been designated by the applicant as the Mock Up Reactor and will be designed and built by the Lockheed Nuclear Corporation according to the specifications written by NASA.

A copy of the application is available for public inspection in the AEC's Public Document Room, 1717 H Street NW., Washington, D.C.

Dated at Germantown, Md., this 28th day of March 1961.

For the Atomic Energy Commission.

R. L. KIRK,
Deputy Director, Division of
Licensing and Regulation.

[F.R. Doc. 61-2971; Filed, Apr. 4, 1961;
8:45 a.m.]

CIVIL AERONAUTICS BOARD

[Dockets 12233, 12245; Order No. E-16596]

AMERICAN AIRLINES, INC., ET AL.

Reduced Cargo Rates; Order Dismissing Complaints

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 31st day of March 1961.

By tariff revisions to become effective on April 2, 1961, American Airlines, Inc., and Trans World Airlines, Inc. propose reductions approximating 20 percent in rates for certain commodities moving from the West Coast to Chicago, Detroit, Boston, New York, and Washington. Some of these reductions are to be effected by the transfer of certain commodities from Group 16 to Group 37 and others are to be effected by reducing the present rates applicable to Group 16 to the same levels as the rates now in effect for Group 37 commodities. United Air Lines, Inc. and The Flying Tiger Line Inc. have proposed similar tariff revisions to become effective on April 8, 1961.

By complaint filed March 17, 1961, Airborne Freight Corporation has requested the investigation of these tariff revisions and their suspension pending decision thereon. The complaint is deficient under Rule 505 of the rules of practice (14 CFR 302.505), in that Airborne does not identify the specific tariff revisions of TWA, United, and Flying Tiger, to which the complaint is directed. However, since the proposals of American are similar to those of TWA which are also to become effective on April 2, 1961, and similar to those of United and Flying Tiger which are to become effective on April 8, 1961, the complaint has been considered in relation to the tariff revisions proposed by all four carriers for these dates.

A telegraphic complaint requesting suspension of the American proposal was filed on March 21, 1961 by ABC Air Freight. This complaint was not filed within the time provided by Rule 505 of the rules of practice (14 CFR 302.505) and failed to show the existence of an emergency under which telegraphic complaints may be considered. It was not immediately confirmed by complaint filed and served in accordance with the regulations and failed to state any facts upon which the relief requested could be predicated. Under these circumstances the complaint of ABC Air Freight in Docket 12245 will be dismissed.

In summary, the complaint of Airborne stated (1) that the spreads between the rates for the various weight breaks in Commodity Group 37 do not properly reflect the reductions in car-

rier costs which result from the increased weight of larger shipments; (2) that under the proposed rate changes the air freight forwarders will not be allowed a reasonable profit; and (3) that the longstanding spreads in Group 37, which would apply to many new commodities under the proposed revisions, are inadequate and have been offset in the past by the mixed consignment rule and the higher spreads heretofore provided in higher rate commodity groups.

The complaint sets forth no facts which warrant investigation and suspension. Airborne's assertion that the rates in Commodity Group 37 do not properly reflect carrier costs at the various weight breaks is without factual support. The spreads between the rates at the weight breaks are less in dollar amounts for the lower rate Group 37 than for the higher rate Group 16. However, the dollar amounts of the spreads in both Group 37 and Group 16 are greater than the dollar spreads calculable from the Board's minimum rate order. In addition, the rates in Group 37 are all above the existing minimums and the spreads between the rates in Group 37 are not inconsistent with the volume spreads implicit in the minimum rate order. Under these circumstances there appear to be no reasonable grounds for investigation stated in the complaint.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 1002 thereof,

It is ordered, That the complaints of Airborne Freight Corporation in Docket 12233 and of ABC Air Freight in Docket 12245 are dismissed.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL]

ROBERT C. LESTER,
Secretary.

[F.R. Doc. 61-3001; Filed, Apr. 4, 1961;
8:48 a.m.]

[Docket 12235; Order No. E-16597]

PACIFIC NORTHERN AIRLINES, INC.

Order of Investigation and Suspension Regarding Proposed Tariff

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 31st day of March 1961.

In the matter of a tariff filed by Pacific Northern Airlines, Inc., proposing fares and charges between Anchorage and Seattle or Tacoma for Department of Defense passengers, Docket 12235.

On March 3, 1961, Pacific Northern Airlines, Inc. filed a Local U.S.A. Military Tariff No. 1, C.A.B. No. 54, to become effective April 5, 1961. At the same time, Pacific Northern filed a new paragraph VI to its Rule 1 on 5th Revised Page 5 of its States-Alaska Local and Joint Passenger Fares Tariff, C.A.B. No. 21, and also filed a new Rule II on 2d Revised Page 3 of its Local and Joint Military Passenger Fares Tariff No. 1, C.A.B. No. 40. These latter revisions to its C.A.B. No. 21 and its C.A.B. No. 40 are technical revisions necessitated solely

by the proposed C.A.B. No. 54. On March 17, 1961, Alaska Airlines, Inc. filed a complaint in this proceeding in which Alaska alleged that Pacific Northern's C.A.B. No. 54 would be unjust and unreasonable.

The Board finds that the fares and charges, and the rules, regulations, and practices affecting such fares and charges, or the value of the service thereunder, in the tariff of Pacific Northern Airlines, Inc., C.A.B. No. 54, of paragraph VI of Rule 1 on 5th Revised Page 5 of Pacific Northern's C.A.B. No. 21, and of Rule II on 2d Revised Page 3 of Pacific Northern's C.A.B. No. 40, may be unjust or unreasonable, unjustly discriminatory, unduly preferential or unduly prejudicial, and should be investigated.

Pacific Northern's proposed C.A.B. No. 54 is quite similar to the tariff of Alaska Airlines, Inc., C.A.B. No. 72. Alaska's C.A.B. No. 71, the predecessor to its C.A.B. No. 72, was considered by the Board in Orders E-16184 of December 28, 1960, and E-16290 of January 19, 1961, in which the Board dismissed complaints in Dockets 12006, 12008, and 12013. The Board then noted that Alaska's tariff was "for a new and experimental form of service, and marked to terminate June 30, 1961."

In its present complaint Alaska states that Pacific Northern's C.A.B. No. 54 does not include any expiry date and that this difference is crucial and necessitates suspension of the tariff. The Board agrees that this difference is material and the tariff with related revisions will be suspended pending hearing and decision in the investigation. On the other hand, the Board would not suspend this tariff if it contained an expiry date of June 30, 1961.

Accordingly, pursuant to the Federal Aviation Act of 1958 and particularly sections 204(a) and 1002 thereof: *It is ordered:*

1. That an investigation is instituted to determine whether the fares and charges, and the rules, regulations, and practices affecting such fares and charges, or the value of the service thereunder, in the tariff of Pacific Northern Airlines, Inc., C.A.B. No. 54, in paragraph VI of Rule 1 on 5th Revised Page 5 of the tariff of Pacific Northern Airlines, Inc., C.A.B. No. 21, and in Rule II on 2d Revised Page 3 of the tariff of Pacific Northern Airlines, Inc., C.A.B. No. 40, will be unjust or unreasonable, or unjustly discriminatory, or unduly preferential, or unduly prejudicial; and, if found to be unlawful, to determine and prescribe the lawful fares and charges thereafter to be demanded, charged, collected, or received, or the lawful rules, regulations, or practices thereafter to be made effective.

2. That pending investigation, hearing and decision by the Board, Pacific Northern Airlines, Inc.'s C.A.B. No. 54; paragraph VI of Rule 1 on 5th Revised Page 5 of Pacific Northern Airlines, Inc.'s C.A.B. No. 21; and Rule II on 2d Revised Page 3 of Pacific Northern Airlines, Inc.'s C.A.B. No. 40, are suspended and their use deferred to and including July 3, 1961, and that no changes be made

therein during the period of suspension except by order or special permission of the Board.

3. That the investigation be assigned for hearing before an examiner of the Board at a time and place hereafter to be designated.

4. That copies of this order be filed with such tariffs and be served upon Alaska Airlines, Inc. and Pacific Northern Airlines, Inc., each of which is made a party in this proceeding.

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] ROBERT C. LESTER,
Secretary.

[F.R. Doc. 61-3002; Filed, Apr. 4, 1961;
8:48 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 13536; FCC 61M-565]

PHILIP D. BOOTHROYD

Order Scheduling Hearing

In the matter of Philip D. Boothroyd, RD #1, Box 142G, Sparta, New Jersey, Docket No. 13536; application for renewal of radiotelephone First Class Operator License No. P1-2-7801.

The Hearing Examiner having under consideration agreement of parties participating at prehearing conference on March 30, 1961 regarding date for hearing;

It is ordered, This 30th day of March 1961, that the hearing herein is scheduled for April 18, 1961, at 2:00 p.m.

Released: March 31, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-3011; Filed, Apr. 4, 1961;
8:49 a.m.]

[Docket No. 14003; FCC 61M-561]

KORD, INC.

Notice of Prehearing Conference

In re application of KORD, Inc., Docket No. 14003, File No. BR-3410; for renewal of license of Station KORD, Pasco, Washington.

There will be a prehearing conference, under Rule 1.111, on Monday, April 10, 1961, at 10 a.m., in the offices of the Commission, Washington, D.C.

Dated: March 30, 1961.

Released: March 30, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-3012; Filed, Apr. 4, 1961;
8:49 a.m.]

No. 64—3

[Docket Nos. 13998, 13999; FCC 61M-566]

LORENZO W. MILAM AND EASTSIDE
BROADCASTING CO.

Order Scheduling Prehearing Conference

In re applications of Lorenzo W. Milam, Seattle, Washington, Docket No. 13998, File No. BPH-3004; L. N. Ostrander and G. A. Wilson d/b as Eastside Broadcasting Company, Seattle, Washington, Docket No. 13999, File No. BPH-3263; for construction permits.

It is ordered, This 31st day of March 1961, on the Hearing Examiner's own motion that the parties or their counsel in the above-entitled proceeding are directed to appear for a prehearing conference at the Offices of the Commission, Washington, D.C., at 9:00 a.m. on April 11, 1961.

Released: March 31, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-3013; Filed, Apr. 4, 1961;
8:49 a.m.]

[Docket No. 13329; FCC 61M-555]

RALPH J. SILKWOOD

Order Continuing Hearing

In re application of Ralph J. Silkwood, Klamath Falls, Oregon, Docket No. 13329, File No. BP-12656; for construction permit.

The Hearing Examiner having under consideration a pleading filed on March 29, 1961, on behalf of Ralph J. Silkwood, requesting that the hearing presently scheduled to commence on April 3, 1961, be postponed to May 1, 1961; and

It appearing that counsel for the Broadcast Bureau has informally agreed to a waiver of the four-day requirement of § 1.43 of the Commission's rules and consented to a grant of the continuance requested; and good cause has been shown for the grant thereof;

It is ordered, This 29th day of March 1961, that the request be and it is hereby granted; and the hearing in the above-entitled proceeding be and it is hereby continued to May 1, 1961.

Released: March 30, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-3014; Filed, Apr. 4, 1961;
8:49 a.m.]

[Docket No. 13963, 13964; FCC 61M-560]

YOAKUM COUNTY BROADCASTING
CO. AND ECHOLS BROADCASTING
CO.

Order Following Prehearing Conference

In re applications of Claude Calvin McAdams, tr/as Yoakum County Broad-

casting Company, Denver City, Texas, Docket No. 13963, File No. BP-13531; Odus L. Echols, Sr., Odus L. Echols, Jr. and Elphin Rinn, d/b as Echols Broadcasting Company, Hobbs, New Mexico, Docket No. 13964, File No. BP-13603; for construction permits.

A prehearing conference in the above-entitled proceeding having been held on March 29, 1961, and it appearing that certain agreements reached therein should be formalized and published in an order;

Accordingly, it is ordered, This 30th day of March 1961, as follows:

(1) The direct cases of the applicants shall be presented in written, sworn exhibits.

(2) Copies of the proposed exhibits of the applicants shall be exchanged (and also supplied to Bureau counsel and the Hearing Examiner) by May 15, 1961.

(3) Notification as to those witnesses for the applicants whose attendance at the hearing for cross-examination is required by parties requesting same, shall be given to the counsel concerned by May 24, 1961.

(4) The hearing heretofore scheduled to commence on April 26, 1961, is postponed to June 1, 1961, at 10:00 a.m., and will be held in the offices of the Commission at Washington, D.C.

Released: March 30, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-3015; Filed, Apr. 4, 1961;
8:50 a.m.]

FEDERAL POWER COMMISSION

[Docket No. CP61-24 etc.]

AMERICAN LOUISIANA PIPE LINE CO.
ET AL.

Notice of Additional Application, Consolidation, and Date of Hearing

MARCH 31, 1961.

American Louisiana Pipe Line Company, Docket No. CP61-24; Tidewater Oil Company, Docket No. CI61-125; Pan American Petroleum Corporation, Docket No. CI61-164; Socony Mobil Oil Company, Inc., Docket No. CI61-254; Humble Oil & Refining Company, Docket No. CI61-307; Union Producing Company, Docket No. CI61-318; J. Ray McDermott & Co., Inc., Docket No. CI61-1240.¹

By notice of February 28, 1961 (26 F.R. 1961), the applications of American Louisiana and the first five independent producers listed above were consolidated for hearing to commence April 10, 1961. On February 20, 1961, J. Ray McDermott & Co., Inc., filed an application for a certificate of public convenience and necessity proposing, as did the five

¹ McDermott's mailing address is:

T. P. Hull, Jr., Vice-President, J. Ray McDermott & Co., Inc., 14th Floor, Houston Club Building, Houston 2, Tex.

earlier producer applications, to sell to American Louisiana Pipe Line Company natural gas produced in the Holly Ridge Field, Tensas Parish, Louisiana, and to charge an initial base price of 18.25 cents per Mcf plus 1.5 cents per Mcf tax reimbursement. Both McDermott and American Louisiana indicate that McDermott's interest in the relevant Holly Ridge acreage is less than one percent.

Take further notice that McDermott's application should be consolidated for hearing with the six related applications previously noticed and will be heard with them on April 10, 1961, at 10:00 a.m., e.s.t., in a hearing room of the Federal Power Commission, 441 G Street, NW., Washington, D.C.

Protests, petitions to intervene, and notices of intervention previously filed in the first six dockets listed above will be deemed to apply also to McDermott's application.

Protests, petitions to intervene, and notices of intervention applying exclusively to McDermott's application in Docket No. CI61-1240 may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before April 7, 1961.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 61-2974; Filed, Apr. 4, 1961;
8:45 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-1087]

CUBA NORTHERN RAILWAYS CO.

Notice of Application To Strike From Listing and Registration and of Opportunity for Hearing

MARCH 30, 1961.

In the matter of Cuba Northern Railways Company, 1st Mtg. Bonds Series of 1942, 4 percent due June 30, 1970, File No. 1-1087.

New York Stock Exchange has filed an application with the Securities and Exchange Commission pursuant to section 12(d) of the Securities Exchange Act of 1934 and Rule 12d2-1(b) promulgated thereunder, to strike the specified security from listing and registration thereon.

The reasons alleged in the application for striking this security from listing and registration include the following:

The bonds are no longer suitable for listing and registration on the Exchange because the Company has failed to comply with its agreement with the Exchange, in that it has not published within 3 months after the close of its last fiscal year, which closed June 30, 1960, financial statements required by such agreement.

Upon receipt of a request, on or before April 15, 1961, from any interested person for a hearing in regard to terms to be imposed upon the delisting of this security, the Commission will determine whether to set the matter down for hearing. Such request should state briefly

the nature of the interest of the person requesting the hearing and the position he proposes to take at the hearing with respect to imposition of terms. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington 25, D.C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application and other information contained in the official files of the Commission pertaining to the matter.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 61-2979; Filed, Apr. 4, 1961;
8:46 a.m.]

[File No. 1-1085]

CUBA RAILROAD CO.

Notice of Application To Strike From Listing and Registration and of Opportunity for Hearing

MARCH 30, 1961.

In the matter of The Cuba Railroad Company, First Mortgage Bonds 4 percent due June 30, 1970, Improvement & Equipment Bonds 4 percent due June 30, 1970, 1st Lien & Refunding Bonds Series A 4 percent due June 30, 1970, 1st Lien & Refunding Bonds Series B 4 percent due June 30, 1970, File No. 1-1085.

New York Stock Exchange has filed an application with the Securities and Exchange Commission pursuant to section 12(d) of the Securities Exchange Act of 1934 and Rule 12d2-1(b) promulgated thereunder, to strike the specified securities from listing and registration thereon.

The reasons alleged in the application for striking these securities from listing and registration include the following:

The bonds are no longer suitable for listing and registration on the Exchange because the Company has failed to comply with its agreement with the Exchange, in that it has not published within 3 months after the close of its last fiscal year, which closed June 30, 1960, financial statements required by such agreement.

Upon receipt of a request, on or before April 15, 1961, from any interested person for a hearing in regard to terms to be imposed upon the delisting of these securities, the Commission will determine whether to set the matter down for hearing. Such request should state briefly the nature of the interest of the person requesting the hearing and the position he proposes to take at the hearing with respect to imposition of terms. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington 25, D.C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application and other in-

formation contained in the official files of the Commission pertaining to the matter.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 61-2980; Filed, Apr. 4, 1961;
8:46 a.m.]

[File No. 812-1387]

VIRGINIA CAPITAL CORP.

Notice of Filing of Application for Order Exempting Transaction In- volving Affiliates

MARCH 28, 1961.

In the matter of Virginia Capital Corporation (Richmond, Virginia), File No. 812-1387.

Notice is hereby given that Virginia Capital Corporation ("Virginia Capital"), a Virginia corporation, and a closed-end non-diversified investment company registered under the Investment Company Act of 1940 ("Act"), which company is also a small business investment company licensed as such under the Small Business Investment Act of 1958, has filed an application for an order pursuant to section 17(b) of the Act exempting from the provisions of section 17(a) of the Act the sale by Major League Bowling and Recreation, Inc. ("Major League Bowling") to Virginia Capital of 22,608 shares of Major League Bowling common stock in connection with the transaction hereinafter described. Virginia Capital's application also requests an order pursuant to section 17(d) of the Act and Rule 17d-1 of the general rules and regulations thereunder granting said application in respect of the proposed purchase by Virginia Capital of the 22,608 shares of common stock of Major League Bowling on a basis which will not be different from or less advantageous than that of certain affiliated persons of Virginia Capital who have also purchased some of such stock.

The application contains the following representations:

Virginia Capital is the registered owner of \$75,000 principal amount, out of an issue which heretofore aggregated \$150,000 principal amount, of 7 percent Subordinated Convertible Debentures, due June 1, 1970 ("Debentures") of Commonwealth Recreation Co., now by change of name Major League Bowling. Major League Bowling is engaged in the business of operating bowling centers.

Virginia Capital proposes to convert its holdings of Debentures into Major League Bowling common stock by surrendering such Debentures in exchange for such common stock. In accordance with the terms of the Debentures the registered owner of each \$5,000 principal amount of Debentures is entitled at his option to receive upon conversion of such principal amount of Debentures 1507.25 shares of Major League Bowling common stock. Thus, Virginia Capital is now entitled, and proposes, to convert its holdings of \$75,000 principal amount of Debentures into an aggregate of 22,608 shares of common stock, after elimina-

tion of fractional shares, of Major League Bowling.

A portion of the Debentures not held by Virginia Capital were formerly owned by certain affiliates of that company. Prior to the merger on September 30, 1960, of another company, Major League Bowling Association, Inc., into Major League Bowling, all of the Debentures other than those owned by Virginia Capital were converted by their owners (including the affiliates of Virginia Capital) into Major League Bowling common stock at the rate of 250 shares of common stock for each \$5,000 principal amount of Debentures as provided by the terms of the Debentures. Since each share of such stock became exchangeable for 6.029 shares of common stock in connection with the merger, the Debenture holders who have converted their Debentures had the right to receive 1507.25 shares of common stock of Major League Bowling as constituted following the merger for each \$5,000 principal amount of Debentures, which is the identical rate at which Virginia Capital now proposes to convert its holdings of Debentures.

The application states that Major League Bowling has given notice to Virginia Capital that the former has elected to redeem all the outstanding Debentures on June 1, 1961, in accordance with their terms at the redemption price of 104 percent of principal amount plus accrued interest.

The application states that the quotations on Major League Bowling common stock in the over-the-counter market on March 6, 1961, were 10 $\frac{7}{8}$ -bid 11 $\frac{3}{8}$ -asked; that 150,000 shares of Major League Bowling common stock were publicly offered about November 10, 1960, at \$9.00 a share; and that since the date of such offering the bid price of such stock in the over-the-counter market has ranged between 7 $\frac{1}{2}$ and 11 $\frac{3}{4}$ a share. On the basis of the bid price of 10 $\frac{7}{8}$ a share on March 6, 1961, the 22,608 shares of stock into which Virginia Capital proposes to convert its holdings of Debentures would have a market value of \$245,862, as compared to the aggregate redemption price of \$78,000 plus interest which Virginia Capital would receive if the Debentures are redeemed on June 1, 1961.

Under the terms of the Debentures, if Virginia Capital does not surrender its holdings of Debentures for conversion by May 22, 1961, and Major League Bowling by June 1, 1961, deposits in trust the funds to redeem the Debentures, Virginia Capital would be entitled to receive only the redemption price of such Debentures plus accrued interest to June 1, 1961, the redemption date.

The application indicates that Dover Corporation, a Virginia corporation, owns 19 percent of the outstanding voting securities of Virginia Capital and 8.68 percent of the outstanding voting securities of Major League Bowling.

Section 17(a) of the Act prohibits an affiliated person of a registered investment company, or an affiliated person of such a person from selling to or purchasing from such registered investment company any security or other property, subject to certain exceptions, unless the Commission upon application pursuant

to section 17(b) grants an exemption from the provisions of section 17(a), after finding that the terms of the proposed transaction, including the consideration to be paid, are reasonable and fair and do not involve overreaching on the part of any person concerned, that the proposed transaction is consistent with the policy of each registered investment company concerned, as recited in its registration statement and reports filed under the Act, and is consistent with the general purposes of the Act.

Section 17(d) of the Act and Rule 17d-1 taken together provide, among other things, that it shall be unlawful, with certain exceptions not applicable here, for an affiliated person of a registered investment company or any affiliated person of such a person, acting as principal, to participate in, or effect any transaction in connection with any joint arrangement in which any such registered company is a participant unless an application regarding such arrangement has been granted by the Commission, and that, in passing upon such an application, the Commission will consider whether the participation of such registered company in such arrangement is consistent with the provisions, policies and purposes of the Act and the extent to which such participation is on a basis different from or less advantageous than that of other participants.

Insofar as here relevant, section 2(a) (3) of the Act defines an affiliated person of another person as any person directly or indirectly owning, controlling, or holding with power to vote, 5 per centum or more of the outstanding voting securities of such other person; any person 5 per centum or more of whose outstanding voting securities are directly or indirectly owned, controlled, or held with power to vote, by such other person; and any officer, director, partner, copartner or employee of such other person.

Notice is further given that any interested person may, not later than April 13, 1961, at 5:30 p.m., e.s.t., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the showing contained in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 61-2981; Filed, Apr. 4, 1961; 8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 370]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

MARCH 31, 1961.

The following publications are governed by the Interstate Commerce Commission's general rules of practice including special rules (49 CFR 1.241) governing notice of filing of applications by motor carriers of property or passengers or brokers under sections 206, 209, and 211 of the Interstate Commerce Act and certain other proceedings with respect thereto.

All hearings and pre-hearing conferences will be called at 9:30 o'clock a.m., United States standard time (or 9:30 o'clock a.m., local daylight saving time, if that time is observed), unless otherwise specified.

APPLICATIONS ASSIGNED FOR ORAL HEARING OR PRE-HEARING CONFERENCE

MOTOR CARRIERS OF PROPERTY

No. MC 3560 (Sub No. 15), filed March 27, 1961. Applicant: GENERAL EXPRESSWAYS, INC., 1205 South Platte River Drive, Denver, Colo. Applicant's attorney: Herbert M. Boyle, 738 Majestic Building, Denver 2, Colo. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Hydrazine and hydrazine mix*, in bulk, in shipper- or carrier-owned tank vehicles, (1) between Lake Charles, La., Baltimore, Md., and Saltville, Va., on the one hand, and, on the other, Nimbus and Santa Susana, Calif., and Denver and Waterton, Colo. (2) Between Rocky Mountain Arsenal near Denver, Colo., on the one hand, and, on the other, Missile Sites and Installations in Arizona, Arkansas, California, Colorado, Kansas, New York, and Tennessee.

HEARING: April 5, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner James C. Cheseldine.

No. MC 3854 (Sub No. 3), filed February 20, 1961. Applicant: BURTON LINES, INC., P.O. Box 395, Reidsville, N.C. Applicant's attorney: James E. Wilson, Perpetual Building, 1111 E Street NW., Washington 4, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Reconstituted, reconstructed, and homogenized tobacco*, (1) between Durham and Reidsville, N.C., Richmond, Va., and Louisville, Ky.; and (2) between Durham and Reidsville, N.C., Richmond, Va., and Louisville, Ky., on the one hand, and, on the other, Spotswood, N.J., and Ancram, N.Y.

HEARING: May 16, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner James I. Carr.

No. MC 24115 (Sub No. 11), filed March 9, 1961. Applicant: D. H. KESSMAN, Box 95, Hamel, Ill. Applicant's attorney: Mack Stephenson, 208 East Adams Street, Springfield, Ill. Authority sought to operate as a common carrier, by motor

vehicle, over irregular routes, transporting: *Liquid corn products*, in bulk, in tank vehicles, from St. Louis, Mo., to Los Angeles, Calif., and *rejected shipments*, on return.

HEARING: May 2, 1961, at the U.S. Court Rooms and Federal Building, Springfield, Ill., before Examiner John L. York.

No. MC 25798 (Sub No. 39), filed March 20, 1961. Applicant: CLAY HYDER TRUCKING LINES, INC., Chimney Rock Highway, P.O. Box 551, Hendersonville, N.C. Applicant's attorney: Thomas F. Kilroy, Suite 610—1000 Connecticut Avenue NW., Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Columbus and Montezuma, Ga., to points in Alabama, Georgia, Florida, Louisiana, Mississippi, Texas, New Jersey, North Carolina, South Carolina, and Tennessee.

HEARING: May 17, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Alfred B. Hurley.

No. MC 25798 (Sub No. 40), filed March 20, 1961. Applicant: CLAY HYDER TRUCKING LINES, INC., Chimney Rock Highway, P.O. Box 551, Hendersonville, N.C. Applicant's attorney: Thomas F. Kilroy, Suite 610—1000 Connecticut Avenue NW., Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Neutral citrus brandy*, in bulk, in tank vehicles, from points in Florida to points in Iowa, Texas, Connecticut, Massachusetts, Rhode Island, Delaware, Illinois, Indiana, Kentucky, Maryland, Michigan, Minnesota, Missouri, New Jersey, New York, Ohio, Pennsylvania, Tennessee, Virginia, West Virginia, Wisconsin, North Carolina, and the District of Columbia.

HEARING: May 18, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Alfred B. Hurley.

No. MC 42261 (Sub No. 47), filed March 27, 1961. Applicant: LANGER TRANSPORT CORP., Route 1, Foot of Danforth Avenue, Jersey City, N.J. Applicant's attorney: S. S. Eisen, 140 Cedar Street, New York 6, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Dry commodities* (except cement, salt, sugar, and flour), in bulk, in tank or hopper type vehicles, and (2) *returned or rejected shipments*, between Wallingford, Conn., Bound Brook, Princeton, Warners, and Woodbridge, N.J., Pearl River, N.Y., Hamilton and Marietta, Ohio, Bridgeville and New Castle, Pa., and the Port of Entry on the International Boundary Line on the Detroit River and on the Niagara River, on the one hand, and, on the other, points in Connecticut, Delaware, Indiana, Illinois, Iowa, Maryland, Massachusetts, Michigan, Missouri, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Virginia, West Virginia, and the District of Columbia.

HEARING: April 7, 1961, at the Offices of the Interstate Commerce Commission,

Washington, D.C., before Examiner J. Thomas Schneider.

No. MC 42261 (Sub No. 48), filed March 27, 1961. Applicant: LANGER TRANSPORT CORP., Route 1, Foot of Danforth Avenue, Jersey City, N.J. Applicant's attorney: S. S. Eisen, 140 Cedar Street, New York 6, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Hydrazine and hydrazine mix*, in bulk, in shipper-owned or carrier-owned tank vehicles, and (2) *returned or rejected shipments*, between Baltimore, Md., Saltville, Va., and Lake Charles, La., on the one hand, and, on the other, Nimbus and Santa Susana, Calif., Denver, Colo., and the Martin Aircraft Plant near Waterton, Colo.

HEARING: April 5, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner James C. Cheseldine.

No. MC 42487 (Sub No. 503), filed March 15, 1961. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Drive, Menlo Park, Calif. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid synthetic gums or resins*, in bulk, in tank vehicles, from Redwood City, Calif., to Sand Springs, Okla.

HEARING: May 11, 1961, at the New Mint Building, 133 Hermann Street, San Francisco, Calif., before Examiner F. Roy Linn.

No. MC 43654 (Sub 50), filed January 26, 1961. Applicant: DIXIE OHIO EXPRESS, INC., a corporation, P.O. Box 750, 237 Fountain Street, Akron, Ohio. Applicant's attorney: Edwin C. Reminger, 75 Public Square, Suite 1316, Cleveland 13, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (a) between Akron and Lodi, Ohio; from Akron, over Ohio Highway 18 to Medina, thence over U.S. Highway 42 to Lodi, and return over the same routes, serving the intermediate point of Medina, Ohio, for the purpose of joinder at Lodi, with applicant's presently authorized regular route operation between Akron, Ohio, Atlanta, Ga., and Birmingham, Ala.; (b) between Cleveland and Lodi, Ohio; from Cleveland, over Ohio Highway 3 to Medina, thence over U.S. Highway 42 to Lodi, and return over the same route, serving the intermediate point of Medina, Ohio, for the purpose of joinder at Lodi, with applicant's presently authorized regular route operation between Akron, Ohio, Atlanta, Ga., and Birmingham, Ala.; and (c) between Cleveland, and Lodi, Ohio; from Cleveland, over U.S. Highway 42 and return over the same route serving the intermediate point of Medina, Ohio, for the purpose of joinder at Lodi, with applicant's presently authorized regular route operations between Akron, Ohio, Atlanta, Ga., and Birmingham, Ala.

Note: Applicant is presently authorized to operate between Cleveland and Lodi, Ohio, over said route as an alternate route with no service to or from intermediate points.

HEARING: May 22, 1961, at the New Post Office Building, Columbus, Ohio, before Joint Board No. 117, or, if the Joint Board waives its right to participate, before Examiner David Waters.

No. MC 44128 (Sub No. 28), filed February 20, 1961. Applicant: THE TRANSPORT CORPORATION, 126 South Main Street, Blackstone, Va. Applicant's attorney: James E. Wilson, Perpetual Building, 1111 E Street NW., Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Reconstituted, reconstructed and homogenized tobacco*, between Durham and Reidsville, N.C., Richmond, Va., and Louisville, Ky.; and (2) between Durham and Reidsville, N.C., Richmond, Va., and Louisville, Ky., on the one hand, and, on the other, Spotswood, N.J., and Ancram, N.Y.

HEARING: May 16, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner James I. Carr.

No. MC 50069 (Sub No. 239), filed March 20, 1961. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 2111 Woodward Avenue, Detroit 1, Mich. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum asphalt*, in bulk, in tank vehicles, from Hammond, Ind., to points in Michigan.

HEARING: May 3, 1961, at the Federal Building, Room 214, Lansing, Mich., before Joint Board No. 73, or, if the Joint Board waives its right to participate, before Examiner Charles J. Murphy.

No. MC 52709 (Sub No. 131), filed March 10, 1961. Applicant: RINGSBY TRUCK LINES, INC., 3201 Ringsby Court, Denver 5, Colo. Applicant's representative: Eugene St. M. Hamilton, 3201 Ringsby Court, Denver 5, Colo. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Colloidal silica*, in bulk, in tank vehicles, from Grasselli, Ind., to Glendale, Calif.

HEARING: June 5, 1961, at the Federal Building, Los Angeles, Calif., before Examiner F. Roy Linn.

No. MC 52709 (Sub No. 132), filed March 20, 1961. Applicant: RINGSBY TRUCK LINES, INC., 3201 Ringsby Court, Denver 5, Colo. Applicant's representative: Eugene St. M. Hamilton (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrazine and hydrazine mix*, in bulk, in shipper owned or carrier owned tank vehicles, (1) between Lake Charles, La., Baltimore, Md., and Saltville, Va., on the one hand, and, on the other, Nimbus and Santa Susana, Calif., and Denver and Waterton, Colo.; and (2) between Rocky Mountain Arsenal near Denver, Colo., on the one hand, and, on the other, Missile Sites and Installations in Arizona, Arkansas, California, Colorado, Kansas, New York, Florida, and Tennessee.

HEARING: April 5, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner James C. Cheseldine.

No. MC 59680 (Sub No. 128) (CORRECTION), filed January 27, 1961, published issue March 1, 1961, corrected March 27, 1961, and republished as corrected this issue. Applicant: STRICKLAND TRANSPORTATION CO., INC., P.O. Box 5689, 2917 Gulden Lane, Dallas 2, Tex. Applicant's attorney: W. T. Brunson, 419 Northwest Sixth Street, Oklahoma City 3, Okla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, and except household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, and those requiring special equipment), (1) between Cleveland, Ohio, and Osceola, Ark., and (2) also serving Osceola, Ark., as an off-route point in connection with applicant's regular route operations between St. Louis, Mo., Memphis, Tenn., and Little Rock, Ark. (Common control may be involved.)

NOTE: This republication sets forth the proposed operations correctly and broadens the scope of the operations from that shown in the previous publication, and assigns the application before an Examiner in lieu of the Joint Board.

HEARING: April 18, 1961, at the Arkansas Commerce Commission, Justice Building, State Capitol, Little Rock, Ark., before Examiner Reece Harrison.

No. MC 66562 (Sub No. 1771), filed January 9, 1961. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York 17, N.Y. Applicant's attorney: Robert C. Boozer, Suite 1220, The Citizens and Southern National Bank Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities moving in express service*, between Meridian, Miss., and Columbus, Miss.; (1) from Meridian over U.S. Highway 45 to Columbus, and return over the same route, serving the intermediate points of Scooba and Macon, Miss., and the off-route points of Shuqualak and Brooksville, Miss.; (2) from Meridian over U.S. Highway 80 to Newton, Miss., thence over Mississippi Highway 15 to Ackerman, Miss., thence over Mississippi Highway 12 to junction U.S. Highway 82, thence over U.S. Highway 82 and Mississippi Highway 12 to Columbus, and return over the same route, serving the intermediate points of Newton, Decatur, Union, Philadelphia, Noxapater, Louisville, and Ackerman, Miss., and the off-route point of Starkville, Miss.; and (3) from Meridian over Mississippi Highway 39 to DeKalb, Miss., thence over Mississippi Highway 16 to Scooba, Miss., and return over the same route, serving the intermediate point of DeKalb, Miss. **RESTRICTIONS:** (1) The service to be performed by applicant shall be limited to service which is auxiliary or supplemental to air or rail express service of applicant. (2) Shipments transported by applicant shall be limited to those moving on a through bill of lading or

express receipt covering, in addition to a motor carrier movement by applicant, an immediately prior or immediately subsequent movement by rail or air. (3) Such further specific conditions as the Commission in the future may find necessary to impose in order to restrict applicant's operations to service which is auxiliary or supplemental to air or rail express service of applicant.

HEARING: May 15, 1961, at the Robert E. Lee Hotel, Jackson, Miss., before Joint Board No. 97, or, if the Joint Board waives its right to participate, before Examiner William N. Culbertson.

No. MC 66562 (Sub No. 1772), filed January 9, 1961. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York 17, N.Y. Applicant's attorney: Robert C. Boozer, 1220 Citizens and Southern National Bank Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, moving in express service, between Columbus, Miss., and Tupelo, Miss., as follows: (1) From Columbus over U.S. Highway 82 to Mathiston, Miss., thence over Mississippi Highway 15 to Pontotoc, Miss., thence over Mississippi Highway 6 to Tupelo, and return over the same route, serving the intermediate points of Starkville, Mathiston, Houston, and Pontotoc, Miss., and the off-route points of Houlika and West Point, Miss.; and (2) from Artesia, Miss., over Mississippi Highway 45W to junction Combined U.S. Highways 45 and 278, thence over Combined U.S. Highways 45 and 278 to Tupelo, and return over the same route, serving the intermediate points of Artesia and Okolona, Miss., and the off-route points of Aberdeen and Prairie, Miss. **RESTRICTIONS:** (1) The service to be performed by applicant shall be limited to service which is auxiliary or supplemental to air or rail express service of applicant; (2) Shipments transported by applicant shall be limited to those moving on a through bill of lading or express receipt covering, in addition to a motor carrier movement by applicant, an immediately prior or immediately subsequent movement by rail or air; and (3) Such further specific conditions as the Commission in the future may find necessary to impose in order to restrict applicant's operations to service which is auxiliary or supplemental to air or rail express service of applicant.

HEARING: May 12, 1961, at the Robert E. Lee Hotel, Jackson, Miss., before Joint Board No. 97, or, if the Joint Board waives its right to participate, before Examiner William N. Culbertson.

No. MC 76032 (Sub No. 161), filed March 27, 1961. Applicant: NAVAJO FREIGHT LINES, INC., 1205 South Platte River Drive, Denver, Colo. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrazine* and *hydrazine mix*, in bulk, in shipper-owned or carrier-owned tank vehicles, (1) between Lake Charles, La., Baltimore, Md., and Saltville, Va., on the one hand, and, on the other, Nimbus and Santa Susana, Calif., and Denver, and Waterton, Colo.; and (2) between Rocky Mountain Arsenal near Denver, Colo., on the

one hand, and, on the other, Missile Sites and Installations in Arizona, Arkansas, California, Colorado, Kansas, New York, and Tennessee.

NOTE: Common control may be involved.

HEARING: April 5, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner James C. Cheseldine.

No. MC 85451 (Sub No. 9), (AMENDMENT), filed January 13, 1961, published *FEDERAL REGISTER*, issue of March 1, 1961, amended March 22, 1961, as republished this issue. Applicant: BLUEBONNET EXPRESS, INC., 1402 Palmer Street, Houston, Tex. Applicant's attorney: Joe G. Fender, 314 Melrose Building, Houston 2, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, having an immediately prior or subsequent movement by air, including *articles of unusual value*, but excluding Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, confined to shipments to or from points within 125 miles of the airports to or from which service is rendered, (1) between Houston, Tex., and Dallas, Tex., over U.S. Highway 75; (2) between Houston, Tex., and Henderson, Tex., via Livingston and Nacogdoches, over U.S. Highway 59 between Houston and Nacogdoches; over U.S. Highway 59 between Nacogdoches and the intersection of Texas Highway 26; over Texas Highway 26 between its intersection with U.S. Highway 59 and Henderson; (3) between Dallas, Tex., and Beaumont, Tex., via Jacksonville, Lufkin, Woodville, and Kountze, over U.S. Highway 175 between Dallas and Jacksonville; over U.S. Highway 69 between Jacksonville and Beaumont; (4) between Beaumont, Tex., and Livingston, Tex., via Silsbee, Kirbyville, Jasper, and Woodville, over Texas Highway 96 between Beaumont and Jasper; over U.S. Highway 190 between Jasper and Livingston; (5) between Beaumont, Tex., and Orange, Tex., over Interstate Highway 10; (6) between Beaumont, Tex., and Orange, Tex., via Port Arthur, over U.S. Highway 69 (287, 96) between Beaumont and Port Arthur; over Texas Highway 87 between Port Arthur and Orange; (7) between Houston, Tex., and Beaumont, Tex., via Liberty, over U.S. Highway 90; (8) between Houston, Tex., and Beaumont, Tex., over Interstate Highway 10 between Houston and the intersection of Interstate Highway 10 with Texas Highway 124; over Texas Highway 124 between its intersection with Interstate Highway 10 and Beaumont; (9) between Houston, Tex., and Port Arthur, Tex., over Interstate Highway 10 between Houston and the intersection of Interstate Highway 10 with Texas Highway 73; over Texas Highway 73 between the intersection with Interstate Highway 10 and Port Arthur; (10) between Houston, Tex., and Bryan, Tex., via Hempstead, Brenham, and Caldwell, over U.S. Highway 290 between Houston and Brenham; over Texas Highway 36 between Brenham and Caldwell; over Texas Highway 21 between Caldwell and Bryan; (11) between Hempstead, Tex., and Bryan,

Tex., via Navasota, over Texas Highway 6; (12) between Hempstead, Tex., and Brenham, Tex., via Bellville, over U.S. Highway 159 between Hempstead and Bellville; over Texas Highway 36 between Bellville and Brenham; (13) between Brenham, Tex., and La Grange, Tex., via Carmine, over U.S. Highway 290 to the intersection with Texas Highway 237 over Texas Highway 237 between its intersection with U.S. Highway 290 and La Grange; (14) between Houston, Tex., and San Antonio, Tex., over U.S. Highway 90; (15) between Houston, Tex., and Austin, Tex., via Columbus, over U.S. Highway 90 between Houston and Columbus; over U.S. Highway 71 between Columbus and Austin; (16) between Austin, Tex., and San Antonio, Tex., over U.S. Highway 81; (17) between Houston, Tex., and Kenedy, Tex., via Rosenberg, Eagle Lake, Columbus, Flatonia, Yoakum, and Cuero, over U.S. Highway 90-A between Houston and Eagle Lake; over Farm-to-Market Road 102 between Eagle Lake and Columbus; over U.S. Highway 90 between Columbus and Flatonia; over Texas Highway 96 between Flatonia and Yoakum; over U.S. Highway 77-A between Yoakum and Cuero; over Texas Highway 72 between Cuero and Kenedy; (18) between Schulenburg, Tex., and Yoakum, Tex., via Hallettsville, over U.S. Highway 77 between Schulenburg and Hallettsville; over U.S. Highway 77-A between Hallettsville and Yoakum; (19) between Eagle Lake, Tex., and El Campo, Tex., over Texas Highway 71 between El Campo and the intersection with U.S. Highway 90-A; over U.S. Highway 90-A from its intersection with Texas Highway 71 to Eagle Lake; (20) between Rosenberg, Tex., and Eagle Lake, Tex., via Wallis, over Texas Highway 36 from Rosenberg to Wallis; over Farm-to-Market Road 1093 between Wallis and Eagle Lake; (21) between Houston, Tex., and Kenedy, Tex., via Victoria and Goliad, over U.S. Highway 59 between Houston and Goliad; over Texas Highway 239 between Goliad and Kenedy; (22) between Cuero, Tex., and Refugio, Tex., via Goliad, over U.S. Highway 77-A; (23) between Victoria, Tex., and Cuero, Tex., over U.S. Highway 87; (24) between Wharton, Tex., and Bay City, Tex., over Texas Highway 60; (25) between Wharton, Boling, and New Gulf, Tex., over Farm-to-Market Roads 1301 and 442; (26) between San Antonio, Tex., and Kenedy, Tex., over U.S. Highway 181; (27) between Houston, Tex., and Corpus Christi, Tex., via Victoria and Calallen, over U.S. Highway 59 between Houston and Victoria; over U.S. Highway 77 between Victoria and Calallen; over Texas Highway 9 between Calallen and Corpus Christi; (28) between Robstown, Tex., and Corpus Christi, Tex., over Texas Highway 44; (29) between Robstown, Tex., and Calallen, Tex., over U.S. Highway 77; (30) between Victoria, Tex., and Ganado, Tex., via Bloomington, Placedo, Port Lavaca, and Ward, over Texas Highway 185 between Victoria and Bloomington; over Farm-to-Market Road 1302 between Bloomington and Placedo; over U.S. Highway 87 between Placedo and Port Lavaca; over Texas

Highway 35 between Port Lavaca and intersection with U.S. Highway 172; over U.S. Highway 172 between intersection with Texas Highway 35 and Ganado; (31) between Seadrift, Tex., and Port O'Connor, Tex., (off-route) over Texas Highway 238 between Port Lavaca and Seadrift; over Texas Highway 185 between Seadrift and Port O'Connor; (32) between Houston, Tex., and Freeport, Tex., over Texas Highway 288; (33) between Angleton, Tex., and Freeport, Tex., via West Columbia, over Texas Highway 35 between Angleton and West Columbia; over Texas Highway 36 between West Columbia and Freeport; (34) between Houston and Palacios and Camp Hulén, Tex., over Texas Highway 35; (35) between Blessing, Tex., and Port Comfort, Tex., over Farm-to-Market Road 1862, unnumbered country road, and Farm-to-Market Road 2143; (36) between Collegeport, Tex., and Port Comfort, Tex., over unnumbered farm road and Farm-to-Market Road 2143; (37) between Houston, Tex., and Galveston, Tex., over U.S. Highway 75; (38) between Houston, Tex., and Galveston, Tex., over Texas Highway 3; (39) between La Marque, Tex., and Texas City, Tex., over Farm-to-Market Road 519 and Texas Highway 146; (40) between Houston, Tex., and the site of the Chocolate Bayou Plant of Monsanto Chemical Company, over Texas Highway 35 to its junction with Brazoria County Road 191 between Alvin and Angleton; over Brazoria County Road 191 to intersection with Brazoria County Road 194; over Brazoria County Road 194 to the plant site of Monsanto Chemical Company, using such unnumbered access roads as necessary; (41) between Houston, Tex., and the site of the Chocolate Bayou Plant of Monsanto Chemical Company, via Alvin, over Texas Highway 35 to Alvin; over Brazoria County Road 171 to its intersection with Brazoria County Road 194; over Brazoria County Road 194 to the plant site of Monsanto Chemical Company, using such unnumbered access roads as necessary; (42) between Houston, Tex., and Galveston, Tex., via Alvin, over Texas Highway 35 between Houston and Alvin; over Texas Highway 6 between Alvin and Galveston; and (43) between Houston, Tex., and Baytown, Tex., via Morgan's Point, over Texas Highways 225 and 146; and return over the above routes, serving all intermediate points.

NOTE: Applicant states that the service over all of the foregoing routes is to be coordinated with and constituting an extension of service over other routes here proposed and now authorized.

HEARING: Remains as assigned, May 3, 1961, at the Federal Office Building, Franklin and Fannin Streets, Houston, Tex., before Joint Board No. 77, or, if the Joint Board waives its right to participate, before Examiner Reece Harrison.

No. MC 86779 (Sub No. 27), filed January 23, 1961. Applicant: ILLINOIS CENTRAL RAILROAD COMPANY, a corporation, 135 East 11th Place, Chicago 5, Ill. Applicant's attorney: Urchic B. Ellis (same address as applicant). Authority sought to operate as a com-

mon carrier, by motor vehicle, over regular routes, transporting: *General commodities*, without exceptions, in service auxiliary to and supplemental of rail and express service, confined to points which are stations on the rail lines of applicant; I. SERVICE ROUTES: (A) Between Mendenhall, Miss., and Columbia, Miss.; from Mendenhall over Mississippi Highway 43 to Silver Creek, Miss., thence from Silver Creek over U.S. Highway 84 to Prentiss, Miss., thence from Prentiss over Mississippi Highway 13 to Columbia, and return over the same route, using side roads as necessary to reach the nearby railroad stations. (B) Between Magee, Miss. and Laurel, Miss.; from Magee over Mississippi Highway 20 to Laurel using side roads necessary to reach the nearby railroad stations. INTERMEDIATE AND OFF-ROUTE POINTS TO BE SERVED: (A) (Columbia District of Illinois Central Railroad) Mendenhall, Pinola, Bush, Shivers, New Hebron, Silver Creek, Grange, Campbell, Arm, Oakvale, Hathorn, Goss, Walton Spur, and Columbia, Miss. (B) (Laurel District of Illinois Central Railroad) Saratoga, Mize, Taylorsville, Summerland, Gitano, Soso, and Laurel, Miss. II. ALTERNATE ROUTES (For operating convenience only, serving no intermediate points): (A) Between Meridian, Miss., and Hattiesburg, Miss.; from Meridian over U.S. Highway 11 to Hattiesburg, and return over the same route. (B) Between Brookhaven, Miss., and Laurel, Miss.; from Brookhaven over U.S. Highway 84 to Laurel, and return over the same route. (C) Between Hattiesburg and McComb, Miss.; from Hattiesburg over U.S. Highway 98 to McComb, and return over the same route. (D) Between Columbia, Miss., and Maxie, Miss.; from Columbia over Mississippi Highway 13 to Maxie, and return over the same route. RESTRICTIONS: (A) Applicant shall not serve any point not a station on its lines of railroad. (B) The service by motor vehicle shall be limited to service which is auxiliary to or supplemental of applicant's service by railroad.

HEARING: May 10, 1961, at the Robert E. Lee Hotel, Jackson, Miss., before Joint Board No. 97, or, if the Joint Board waives its right to participate, before Examiner William N. Culbertson.

No. MC 95627 (Sub No. 34), filed March 21, 1961. Applicant: NELMS MOTOR LINE, INC., P.O. Box 912, 1129 Windsor Road, Suffolk, Va. Applicant's attorney: Dale C. Dillon, 1825 Jefferson Place NW., Washington 6, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Salt, salt mixtures, and pepper*, from Cleveland, Akron, Rittman, Fairport, and Fairport Harbor, Ohio, and Watkins Glen, Silver Springs, Ludlowville, and Retsof, N.Y., to points in Virginia and North Carolina, and in empty containers or other such incidental facilities (not specified) used in transporting the above-specified commodities, on return.

HEARING: May 15, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Harold P. Boss.

No. MC 95627 (Sub No. 35), filed March 21, 1961. Applicant: **NELMS MOTOR LINE, INC.**, P.O. Box 912, Suffolk, Va. Applicant's attorney: Dale C. Dillon, 1825 Jefferson Place NW., Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dough*, prepared, other than frozen, requiring refrigeration in transit, from New Albany, Ind., and Louisville, Ky., to points in Florida, North Carolina, South Carolina, Virginia, and West Virginia, and *empty containers or other such incidental facilities* (not specified) used in transporting the above-specified commodities, on return.

HEARING: May 12, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Francis A. Welch.

No. MC 97369 (Sub No. 6), filed March 27, 1961. Applicant: **BROOKS TRUCK LINES, INC.**, 1205 South Platte River Drive, Denver, Colo. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrazine and hydrazine mix*, in bulk, in shipper-owned or carrier-owned tank vehicles, (1) between Lake Charles, La., Baltimore, Md., and Saltville, Va., on the one hand, and, on the other, Nimbus and Santa Susana, Calif., and Denver and Waterton, Colo.; and (2) between Rocky Mountain Arsenal near Denver, Colo., on the one hand, and, on the other, Missile Sites and Installations in Arizona, Arkansas, California, Colorado, Kansas, New York, and Tennessee.

NOTE: Common control may be involved.

HEARING: April 5, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner James C. Cheseldine.

No. MC 101829 (Sub No. 8), filed March 16, 1961. Applicant: **JOHN H. GLOWATSKY**, 650 South Carldon Street, Allentown, Pa. Applicant's attorney: William J. Wilcox, 624 Commonwealth Building, Allentown, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Oxygen gas* in cylinders and in shipper-owned trailers; *gas generators*, assembled or knocked down, and *parts thereof* in shipper or carrier owned trailers; from Emmaus, Allentown and Trexlertown, Pa., to points in Alabama, Connecticut, Delaware, the District of Columbia, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin, and (2) *gas generators*, assembled or knocked down, and *parts thereof* in shipper or carrier owned trailers; from Wilkes-Barre, Pa., to points in Alabama, Connecticut, Delaware, the District of Columbia, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin, and *empty containers or*

other such incidental facilities, used in transporting the above-described commodities, including *shipper-owned trailers and portable generators*, on return, in connection with (1) and (2) above.

NOTE: Applicant states that upon the granting of the authority here sought, rights heretofore granted to the extent here duplicated may be cancelled.

HEARING: May 12, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Warren C. White.

No. MC 102567 (Sub No. 84), filed January 30, 1961. Applicant: **EARL CLARENCE GIBBON**, doing business as **EARL GIBBON PETROLEUM TRANSPORT**, 235 Benton Road, Bossier City, La. Applicant's attorney: Jo E. Shaw, Bettes Building, Houston, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, (1) from Smith's Bluff, Tex., to points in Oklahoma, and (2) from points in Oklahoma, to points in Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Mississippi, Missouri, North Carolina, South Carolina, Tennessee, and Texas, and *rejected shipments* of the above-specified commodities, on return.

HEARING: May 8, 1961, at the Federal Office Building, 600 South Street, New Orleans, La., before Examiner William N. Culbertson.

No. MC 103051 (Sub No. 106), filed March 22, 1961. Applicant: **WALKER HAULING CO., INC.**, P.O. Box 13444, Station K, 340 Armour Drive NE., Atlanta 24, Ga. Applicant's attorney: R. J. Reynolds, Jr., Suite 1424-35 C & S National Bank Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulfuric acid*, in bulk, in tank vehicles, from points in Decatur County, Ga., to points in Alabama and Florida.

HEARING: May 3, 1961, at the Mayflower Hotel, Jacksonville, Fla., before Joint Board No. 99, or, if the Joint Board waives its right to participate, before Examiner Allen W. Hagerty.

No. MC 107012 (Sub No. 33), filed March 16, 1961. Applicant: **NORTH AMERICAN VAN LINES, INC.**, Lincoln Highway East, P.O. Box 988, Fort Wayne, Ind. Applicant's attorney: Martin A. Weissert (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pianos and piano benches and stools* (uncrated); from the plant site of Kohler & Campbell at or near Granite Falls, N.C., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Mississippi, Missouri, New Hampshire, New Jersey, New Mexico, New York, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia, and *returned shipments*, on return.

NOTE: Applicant states it proposes to tack with its existing authority.

HEARING: May 8, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Gerald F. Colfer.

No. MC 107403 (Sub No. 331), filed March 10, 1961. Applicant: **E. BROOKE MATLACK, INC.**, 33d and Arch Streets, Philadelphia 4, Pa. Applicant's attorneys: Shertz, Barnes and Shertz, Suite 601, 226 South 16th Street, Philadelphia 2, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Resin plasticizer*, and *soy bean oil*, in bulk, in tank vehicles, from Decatur, Ill. to Belleville, Manville, and Newark, N.J.

HEARING: May 3, 1961, at the Midland Hotel, Chicago, Ill., before Examiner Lyle C. Farmer.

No. MC 107403 (Sub No. 332), filed March 20, 1961. Applicant: **E. BROOKE MATLACK, INC.**, 33d and Arch Streets, Philadelphia 4, Pa. Applicant's attorneys: Shertz, Barnes and Shertz, Suite 601, 226 South 16th Street, Philadelphia 2, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Synthetic resin and plastic materials* (other than cellular expanded) in powdered granules, pellets, blocks, lumps, or solid mass, in bulk; from points in Massachusetts, New Jersey, and Pennsylvania, to Brooklyn, N.Y., and South Plainfield, N.J., and *returned, refused, or rejected material* of the above-specified commodities, on return. **RESTRICTION:** Restricted to transportation in bulk trailers with mechanical or blower discharge equipment, or hopper-type vehicles.

NOTE: Applicant holds contract authority in MC 117637 and Sub thereunder, dual operations may be involved.

HEARING: May 1, 1961, at The U.S. Army Reserve Building, 30 West 44th Street, New York, N.Y., before Examiner J. Thomas Schneider.

No. MC 109478 (Sub No. 42) (**CORRECTION**), filed February 21, 1961, published issue of March 22, 1961, republished as corrected this issue. Applicant: **WORSTER MOTOR LINES, INC.**, East Main Road, R.D. No. 1, North East, Pa. Applicant's attorney: William W. Knox, 23 West 10th Street, Erie, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Brandy*, in bulk, in tank vehicles, from Lyons, N.Y., to Scobeyville, N.J.

NOTE: This republication locates Scobeyville correctly in the State of New Jersey, shown in error as New York in previous publication.

HEARING: Remains as assigned May 9, 1961, at the Hotel Buffalo, Washington and Swan Streets, Buffalo, N.Y., before Examiner Garland E. Taylor.

No. MC 109584 (Sub No. 88) (**CLARIFICATION**), filed January 27, 1961, published March 1, 1961, Clarified March 23, 1961, and republished as clarified this issue. Applicant: **ARIZONA-PACIFIC TANK LINES**, a corporation, 717 North 21st Avenue, Phoenix, Ariz. Applicant's attorney: Arthur H. Glanz, 639 South

Spring Street, Los Angeles 14, Calif. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat fats*, edible and inedible, in bulk, in tank vehicles, from Seattle, Tacoma, and Spokane, Wash., to points in Los Angeles and San Diego Counties, Calif., and *returned, rejected or contaminated shipments* of the above-specified commodity, on return.

NOTE: This clarification restricts the proposed operations to "in bulk, in tank vehicles".

HEARING: Remains as assigned May 9, 1961, at the Federal Office Building, Seattle, Wash., before Joint Board No. 5, or, if the Joint Board waives its right to participate, before Examiner Alton R. Smith.

No. MC 110284 (Sub No. 14), filed February 20, 1961. Applicant: H. W. MILLER TRUCKING COMPANY, a corporation, P.O. Box 115, West Durham Station, Durham, N.C. Applicant's attorney: James E. Wilson, Perpetual Building, 1111 E Street NW., Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Reconstituted, reconstructed and homogenized tobacco*; (1) between Durham, N.C., Reidsville, N.C., Richmond, Va., and Louisville, Ky., and (2) between Durham, N.C., Reidsville, N.C., Richmond, Va., and Louisville, Ky., on the one hand, and on the other Spotswood, N.J. and Ancram, N.Y.

NOTE: Applicant presently holds contract authority in MC 118864 and Sub 1 thereunder, therefore dual operations may be involved.

HEARING: May 16, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner James I. Carr.

No. MC 110525 (Sub No. 442), filed March 21, 1961. Applicant: CHEMICAL TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. Applicant's attorney: Leonard A. Jaskiewicz, Munsey Building, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, in tank vehicles, from Bridgeville, Pa., to points in Minnesota and Oklahoma, and *rejected shipments*, of the above-specified commodity, on return.

NOTE: Applicant holds contract authority in MC 117507 and Subs thereunder, dual operations may be involved.

HEARING: May 11, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Raymond V. Sar.

No. MC 110698 (Sub No. 149), filed March 17, 1961. Applicant: RYDER TANK LINE, INC., P.O. Box 457, Greensboro, N.C. Applicant's attorneys: Daniel B. Johnson and Frank B. Hand, Jr., Transportation Building, Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, in tank vehicles, from points in Humphreys County, Tenn., to points in Louisiana, Oklahoma, and Texas.

HEARING: May 16, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Jerry F. Laughlin.

No. MC 111196 (Sub No. 22), filed March 15, 1961. Applicant: R. KUNTZMAN, INC., 1805 West State Street, Alliance, Ohio. Applicant's attorney: Herbert Baker, 50 West Broad Street, Columbus 15, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Brick, tile, and clay products*, from points in Maryland, West Virginia, and the District of Columbia, and Winchester, Va., and points within five miles thereof, to points in that part of Pennsylvania on and west of U.S. Highway 19, except Allegheny County, Pa. (2) *Stone, brick, tile, and clay products*, from points in Armstrong County, Pa., and that part of Pennsylvania on and east of a line commencing at the New York-Pennsylvania boundary, thence along U.S. Highway 219 to junction U.S. Highway 119, near DuBois, Pa., thence along U.S. Highway 119 to the Pennsylvania-West Virginia boundary, to points in Ohio. (3) *Stone and talc*, from points in Vermont to points in Ohio and in that part of Pennsylvania on and west of U.S. Highway 219. (4) *Silica sand, mica, and feldspar*, in bags, from points in West Virginia to points in Ohio.

HEARING: May 10, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner William R. Tyers.

No. MC 113267 (Sub No. 41), filed March 20, 1961. Applicant: CENTRAL & SOUTHERN TRUCK LINES, INC., 312 West Morris Street, Caseyville, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Quarries: (flooring, paving, or promenade tile)* in cartons, from Daisy, Tenn., to points in Iowa, Kansas, Missouri, and Nebraska.

NOTE: Applicant holds contract authority in MC 50132 and Subs thereunder, dual operations may be involved.

HEARING: May 19, 1961, at the Hotel Sheraton-Fontenelle, Omaha, Nebr., before Examiner John B. Mealy.

No. MC 114901 (Sub No. 2), filed March 16, 1961. Applicant: VAROLI & SON, INC., 973 Ridge Road, Bridgeville, Pa. Applicant's attorney: Jerome Solomon, 1325-27 Grant Building, Pittsburgh, Pa. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Concrete pipe, cribbing and slabs; concrete pipe forms and pre-stressed concrete bridge side forms* and (2) *empty containers or other such incidental facilities* (not specified) used in transporting the commodities specified above, between the plant site of the American-Marietta Company, Concrete Products Division, Bridgeville Plant, in Collier Township, Allegheny County, Pa., and its plant sites in Columbus and Cleveland, Ohio.

HEARING: May 10, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Dallas B. Russell.

No. MC 117327 (Sub No. 5), filed November 4, 1960. Applicant: AIR CARGO TERMINALS, INC., 110 Richards Road,

Kansas City 5, Mo. Applicant's attorney: Ivan V. Kerno, 1201 Shoreham Building, Washington 15, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, including *articles of unusual value* (but excluding Classes A and B explosives, household goods as defined by the Commission, commodities requiring special equipment and commodities in bulk), between Los Angeles International Airport, Los Angeles, Calif., and the Lockheed Air Terminal, Burbank, Calif., on the one hand, and, on the other, points in an area bounded by a point on San Bernardino-Los Angeles County line 4 miles north of intersection of Baseline and Palmetto Avenues; south along San Bernardino-Los Angeles, and Orange County lines to a point 4 miles south of intersection with California Highway 18 and U.S. Highway 91, thence east along an imaginary line to intersection with Perris Boulevard, thence north on Perris Boulevard along an imaginary line to intersection with San Bernardino County line, thence east 9 miles, thence north on an imaginary line 13 miles, thence west to point of origin on San Bernardino-Los Angeles County line. RESTRICTION: Restricted to traffic having a prior or subsequent movement by air.

HEARING: June 6, 1961, at the Federal Building, Los Angeles, Calif., before Joint Board No. 75, or, if the Joint Board waives its right to participate, before Examiner F. Roy Linn.

No. MC 119418 (Sub No. 1), filed March 9, 1960. Applicant: NORTH AMERICAN VAN LINES, INC., Lincoln Highway East, Fort Wayne, Ind. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Electronic equipment, and assimilated electronic equipment*, which, because of size or weight and delicate nature requires special equipment and handling, from Burbank, Calif., to Morgan City, La., and points within 50 miles thereof.

NOTE: Applicant states the proposed operations are for the account of Bendix Pacific Division of Bendix Aviation Corporation. Applicant is authorized to conduct operations as a common carrier of household goods between points in the United States in Certificate No. MC 107012 and sub numbers thereunder; therefore, dual operations under Section 210 may be involved.

HEARING: June 7, 1961, at the Federal Building, Los Angeles, Calif., before Examiner F. Roy Linn.

No. MC 119443 (Sub No. 9) (AMENDMENT), filed February 23, 1961, published issue March 22, 1961, amended March 22, 1961, republished, as amended, this issue. Applicant: P. E. KRAMME, INC., Monroeville, N.J. Applicant's attorney: Paul F. Barnes, 226 South 16th Street, Philadelphia 2, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chocolate, liquid chocolate coating, liquid chocolate liquor, and liquid cocoa butter*, in bulk, in tank vehicles, from Philadelphia, Pa., to points in Maryland, Massachusetts, North Carolina, Virginia, Birmingham,

Ala., Frankfort and Huntington, Ind., Toledo, Ohio.

NOTE: The purpose of this republications is to include Toledo, Ohio, as an additional destination point.

HEARING: Remains as assigned May 3, 1961, at the Penn-Sherwood Hotel, 3900 Chestnut Street, Philadelphia, Pa., before Examiner Edith H. Cockrill.

No. MC 123291 (Sub No. 1), (SUBSTITUTION), filed December 19, 1960, published in the FEDERAL REGISTER, issue of March 15, 1961, and republished this issue to reflect the substitution of the individual named herein as applicant in this proceeding. Applicant: LYLE JAMES BAUMEISTER, Lemmon, S. Dak. Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, transporting: *Coal*, from points in Adams, Grant, and Hettinger Counties, N. Dak., to points in Perkins County, S. Dak.

NOTE: The purpose of this republication is to substitute the above-named individual in place of Fred Baumeister, deceased.

HEARING: Remains as assigned May 17, 1961, at the South Dakota Public Utilities Commission, Pierre, S. Dak., before Joint Board No. 158.

No. MC 123479, filed March 1, 1961. Applicant: ROY FRANK DANCE, doing business as DANCE'S TRUCK LINE, Arcadia, La. Applicant's attorney: Harold R. Ainsworth, 2307 American Bank Building, New Orleans 12, La. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Rough and dress lumber*; between points in Bienville, Winn and Webster Parishes, La., on the one hand, and, on the other, points in that part of Texas on, east and south of a line beginning at Galveston, Tex., and extending along U.S. Highway 75 to Dallas, Tex., thence along U.S. Highway 67 to the Texas-Arkansas State line, points in that part of Arkansas on and south of U.S. Highway 70; points in Shelby County, Tenn.; points in Mississippi on and south and west of a line beginning at the Mississippi-Tennessee State line and extending along U.S. Highway 78 to Tupelo, Miss., thence along U.S. Highway 78 to the Mississippi-Alabama State line.

HEARING: May 9, 1961, at the Federal Office Building, 600 South Street, New Orleans, La., before Examiner William N. Culbertson.

No. MC 123505, filed March 14, 1961. Applicant: ROBERT N. COLE, doing business as R. N. COLE TRUCKING, 228 Oak Street (P.O. Box 1163), Quincy, Calif. Applicant's attorney: Daniel W. Baker, 625 Market Street, San Francisco 5, Calif. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Construction machinery and equipment* (not limited to road construction), as described in Appendix VIII to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, and parts, attachments, and accessories therefor when accompanying shipments thereof; and excavation and logging machinery and equipment, and parts, attachments and accessories therefor when accompanying

shipments thereof; (1) between points in Plumas and Lassen Counties, Calif. (except those located north of Raven-dale, Calif.), and (2) between such points in Lassen and Placer Counties, Calif., on the one hand, and, on the other, Reno, Nev., and points within 10 miles thereof.

HEARING: May 10, 1961, at the Nevada Public Service Commission, Room 204, State Office Building, East Musser Street, Carson City, Nev., before Joint Board No. 78.

No. MC 123507, filed March 15, 1961. Applicant: JOSEPH J. AND HELEN U. MICK, doing business as M & M DIESEL SERVICE, 423 Klamath Avenue, P.O. Box 791, Klamath Falls, Oreg. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wrecked and disabled motor vehicles*, (1) from points in Siskiyou, and Modoc Counties, Calif., to points in Washington and Oregon; (2) from points in Lake, Klamath, Deschutes Counties, Oreg., to points in Washington and California.

HEARING: May 5, 1961, at the Interstate Commerce Commission Hearing Room, 410 Southwest 10th Avenue, Portland, Oreg., before Joint Board No. 5, or, if the Joint Board waives its right to participate, before Examiner Alton R. Smith.

No. MC 123510, filed March 17, 1961. Applicant: BONDED ARMORED CARRIER, INC., 7518 Harford Road, Baltimore 14, Md. Applicant's attorney: H. James Conaway, Jr., Bank of Delaware Building, Wilmington, Del. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cash, coin, and currency, negotiable and non-negotiable securities, inter-office records, inter-office correspondence, and inter-office accounting records and documents*, under continuing contracts with banks and banking institutions, between Baltimore, Md., on the one hand, and, on the other, points in Mineral, Hampshire, Berkeley, Morgan, and Jefferson Counties, W. Va., points in Frederick, Clarke, Loudoun, Accomack, and Northampton Counties, Va., and those in the District of Columbia.

HEARING: May 11, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Samuel C. Shoup.

No. MC 123513, filed March 14, 1961. Applicant: JOHN RUSSELL TERRY, Main Street, Box 544, Grayson, Ky. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, (1) from points in Carter and Boyd Counties, Ky., to points in Sullivan, Cocke, and Hamblen Counties, Tenn.; (2) from points in Cabell, Randolph, and Upshur Counties, W. Va., to points in Sullivan, Cocke, and Hamblen Counties, Tenn.; and (3) from points in Cabell County, W. Va., and points in Boyd County, Ky., to points in Hamilton County, Ohio; and *face brick*, (a) from points in Smyth and Tazewell Counties, Va., to points in Boyd County, Ky., and points in Cabell County, W. Va.; and (b) from points in Washington and Hawkins Counties, Tenn., to points in Boyd County, Ky., points in Cabell County,

W. Va., and those in Lawrence County, Ohio.

HEARING: June 5, 1961, at the U.S. Court House, Charleston, W. Va., before Examiner David Waters.

MOTOR CARRIERS OF PASSENGERS

No. MC 3647 (Sub No. 306), filed March 15, 1961. Applicant: PUBLIC SERVICE COORDINATED TRANSPORT, a corporation, 180 Boyden Avenue, Maplewood, N.J. Applicant's attorney: Richard Fryling (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, and *express and newspapers* in the same vehicle with passengers, (1) between Harrison Township, N.J., and Woolwich Township, N.J.; from junction New Jersey Highway 45 and County Road 536, Mullica Hill, Harrison Township, N.J., over County Road 536 to New Jersey Highway 551 (Salem Pike), Woolwich Township, N.J., and return over the same route, serving all intermediate points; and (2) between Woodbury, N.J. and Runnemede, N.J.; from junction New Jersey Highway 45 and County Highway 534, Woodbury, N.J., thence over County Highway 534 to junction New Jersey Highway 544 (Clements Bridge Road), thence over New Jersey Highway 544 to junction New Jersey Highway 41, thence over New Jersey Highway 41 to Black Horse Pike (New Jersey Highway 168) Runnemede, N.J., and return over the same route, serving all intermediate points.

HEARING: May 22, 1961, in Room 212, State Office Building, 1100 Raymond Boulevard, Newark, N.J., before Joint Board No. 119.

No. MC 3647 (Sub No. 307), filed March 21, 1961. Applicant: PUBLIC SERVICE COORDINATED TRANSPORT, a corporation, 180 Boyden Avenue, Maplewood, N.J. Applicant's attorney: Richard Fryling, 180 Boyden Avenue, Maplewood, N.J. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, and *express and newspapers in the same vehicle with passengers*, within Wayne Township, N.J.; from junction Ratzer Road and Church Lane, Wayne, New Jersey, over Church Lane to junction Paterson-Hamburg Turnpike thence over Paterson-Hamburg Turnpike to junction County Road 502 (Berdan Avenue) thence over Highway 502 to private road leading to American Cyanamid Company building. Returning over private road to Highway 502 thence over Highway 502 to Paterson-Hamburg Turnpike, thence over Paterson-Hamburg Turnpike to junction Alps Road, thence over Alps Road to Ratzer Road, return over the same route serving no intermediate points.

HEARING: May 24, 1961, in Room 212, State Office Building, 1100 Raymond Boulevard, Newark, N.J., before Joint Board No. 119.

No. MC 56626 (Sub No. 4), filed February 23, 1961. Applicant: DELTA COACHES, INC., 907 North Broadway, Greenville, Miss. Applicant's attorney: Harold D. Miller, Jr., Suite 700, Petroleum Building, P.O. Box 141, Jackson,

Miss. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage, and mail, express and newspapers*, in the same vehicle with passengers, between Clarksdale, Miss. and Helena, Ark.; from Clarksdale over unnumbered county road (formerly Mississippi Highway 6) to Friars Point, Miss., thence over unnumbered county road to intersection of Mississippi Highway 1, approximately three miles northeast of Friars Point, thence over Mississippi Highway 1 to intersection of unnumbered county road, thence over unnumbered county road running south and east of Moon Lake to Lula, Miss., thence over Mississippi Highway 6 to bridge across the Mississippi River (Friars Point-Helena, Ark. Bridge), thence over Mississippi River Bridge and Arkansas Highway 20 to Helena, Ark., and return over the same route, serving the intermediate points of Friars Point, Moon Lake and Lula, Miss.

HEARING: May 16, 1961, at the Robert E. Lee Hotel, Jackson, Miss., before Joint Board No. 109, or, if the Joint Board waives its right to participate, before Examiner William N. Culbertson.

No. MC 58915 (Sub No. 40), filed March 23, 1961. Applicant: LINCOLN TRANSIT CO., INC., U.S. Highway 46, East Paterson, N.J. Applicant's attorney: Robert E. Goldstein, 24 West 40th Street, New York 18, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage, express, and newspapers*, in the same vehicle with passengers; (1) in East Brunswick Township, N.J., from the junction of New Jersey Highway 18 and Old Bridge Turnpike over New Jersey Highway 18 to the junction of New Jersey Highway 18 and Cranberry Road in East Brunswick Township, and return over the same route, serving all intermediate points. (2) Between East Brunswick Township, N.J. and Spotswood, N.J.; from the junction of New Jersey Highway 18 and Cranberry Road in East Brunswick Township over Cranberry Road to the junction of Summerhill Road, thence along Summerhill Road to the junction of Middlesex County Highway 5-R-1 (Main Street), Spotswood, N.J., and return over the same route, serving all intermediate points. (3) Between Spotswood, N.J., and Monroe Township, N.J.; from the junction of Middlesex County Highway 5-R-1 (Main Street) and De Voe Avenue in Spotswood over De Voe Avenue to the junction of Englishtown Road in Monroe Township, thence over Englishtown Road to the junction of Middlesex County Highway 522, and return over the same route, serving all intermediate points.

HEARING: May 23, 1961, in Room 212, State Office Building, 1100 Raymond Boulevard, Newark, N.J., before Joint Board No. 119.

No. MC 96081 (Sub No. 1), filed March 24, 1961. Applicant: ARCHIE BRADSHAW DAVIS, doing business as WHITEWAY SIGHTSEEING TOURS CO., 2030 F Street NW., Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular

routes, transporting: *Passengers*, on sightseeing tours; beginning and ending at points in Washington, D.C., and extending to Alexandria, Va. and points in Arlington and Fairfax Counties, Va., and points in Prince Georges and Montgomery Counties, Md.

HEARING: May 17, 1961, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Joint Board No. 68.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING IS REQUESTED

MOTOR CARRIERS OF PROPERTY

No. MC 30319 (Sub No. 121), filed March 23, 1961. Applicant: SOUTHERN PACIFIC TRANSPORT COMPANY, a corporation, 810 North San Jacinto Street, P.O. Box 4054, Houston 14, Tex. Applicant's attorney: Edwin N. Bell, 1500 National Bank of Commerce Building, New Orleans, La. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Flatonia, Tex., and Shiner, Tex., from Flatonia over Texas Highway 95 to Shiner, serving in addition to termini, the intermediate point of Moulton, Tex.

No. MC 42261 (Sub No. 49), filed March 24, 1961. Applicant: LANGER TRANSPORT CORP., Route 1, Foot of Danforth Avenue, Jersey City, N.J. Applicant's Attorney: S. S. Eisen, 140 Cedar Street, New York 6, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Silicate of soda*, dry, in bulk, in tank or hopper-type vehicles from Skaneateles Falls, N.Y., to points in Connecticut, Illinois, Massachusetts, Michigan, New Jersey, New York, Ohio, and Pennsylvania. (2) *Sodium phosphates*, dry, in bulk, in tank or hopper-type vehicles, from Morrisville, Pa., and points in New Jersey to Skaneateles Falls, N.Y. (3) *Returned or rejected shipments* of 1 and 2 above, on return.

No. MC 66562 (Sub No. 1793), filed March 24, 1961. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York 17, N.Y. Applicant's attorney: William H. Marx (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, moving in express service, between Buffalo, N.Y. and Rochester, N.Y.; (1) from Buffalo over New York Highway 33 to Batavia, N.Y., thence over New York Highway 5 to Le Roy, N.Y., thence over New York Highway 19 to junction with New York Highway 33, thence over New York Highway 33 to Rochester, and return over the same route, serving the intermediate points of Batavia and Le Roy, N.Y., (2) from Buffalo over New York Highway 5 to Le Roy, N.Y., thence over New York Highway 19 to junction with New York Highway 33, thence over New York Highway 33 to Rochester, and return over the same route, serving the intermediate points of Batavia and

Le Roy, N.Y., and (3) from Buffalo over Interstate Highway 90 to junction with U.S. Highway 15 at West Henrietta, N.Y., thence over U.S. Highway 15 to Rochester, and return over the same route, serving the off-route points of Batavia and Le Roy, N.Y. **RESTRICTIONS:** The service to be performed will be limited to that which is auxiliary to or supplemental of express service, and the shipments transported by applicant will be limited to those moving on a through bill of lading or express receipt, covering, in addition to the motor carrier movements by applicant, an immediately prior or immediately subsequent movement by rail or air.

NOTE: Applicant states that routes (2) and (3) above will be alternate routes used in connection with route (1) above.

No. MC 107134 (Sub No. 13), filed March 23, 1961. Applicant: HIGHWAY TRANSPORTATION CORPORATION, Box 144, Woodville, Ohio. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Limestone products*, in bulk, in truck loads, from Woodville, Ohio, and points within two (2) miles thereof, to Joliet, Ill., and points within four (4) miles thereof.

NOTE: A proceeding has been instituted under section 212(c) of the Interstate Commerce Act to determine whether applicant's status is that of a common or contract carrier in No. MC 107134 Sub 9.

No. MC 110117 (Sub No. 21), filed March 22, 1961. Applicant: KENDRICK CARTAGE CO., a corporation, Box 63, Salem, Ill. Applicant's representative: A. A. Marshall, 305 Buder Building, St. Louis 1, Mo. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from Robinson, Ill., and points in Illinois within five (5) miles thereof, to points in Kentucky and Tennessee.

No. MC 112539 (Sub No. 2), filed March 13, 1961. Applicant: STEPHEN F. PERCHAK, 124 South Church Street, Hazleton, Pa. Applicant's attorney: Louis J. Feldmann, Northeastern National Bank Building, Hazleton, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Scrap iron and scrap metals*; from points in Bradford, Chester, Luzerne, Lackawanna, Schuylkill, Clinton, Centre, Lycoming, Dauphin, Northumberland, Philadelphia, Blair, Lehigh, Northampton, and Columbia Counties, Pa., New York, Nassau, Steuben, Chemung, Onondaga, and Broome Counties, N.Y., Camden and Mercer Counties, N.J., and Baltimore County, Frederick County, and Baltimore City, Md., to points in Allegheny, Cambria, Chester, Philadelphia, Northumberland, Lancaster, Lebanon, Lehigh, Tioga, Dauphin, Montgomery, Berks, Franklin, Montour, Clinton, Lycoming, York, Columbia, Schuylkill, Carbon, Bucks, Blair, Susquehanna, Mifflin, Union, and Northampton Counties, Pa., Chemung, Onondaga, Monroe, Genesee, Niagara, Erie, and Cattaraugus Counties, N.Y., Hudson and Essex Counties, N.J., Cuyahoga and Erie Counties, Ohio, and New Castle

County, Del., and rejected and refused materials, on return.

No. MC 123532, filed March 27, 1961. Applicant: SERVICE TERMINAL CORPORATION, 4110 Almond Street, Philadelphia 37, Pa. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *General commodities*, (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment); between points in the Commercial Zone of Philadelphia, Pa.

MOTOR CARRIER OF PASSENGERS

No. MC 58719 (Sub No. 8), filed March 22, 1961. Applicant: EFFIE D. INGRAM, A. R. INGRAM, E. D. INGRAM, C. T. INGRAM and W. S. INGRAM, doing business as INGRAM BUS LINES, 313 Jordan Avenue, Tallahassee, Ala. Applicant's attorney: J. Douglas Harris, 413-414 Bell Building, Montgomery 4, Ala. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *Passengers, express, mail, newspapers and baggage, in the same vehicle with passengers*, between Opelika, Ala., and Columbus, Ga.; from Opelika, over U.S. Highway 280 to Columbus, and return over the same route, serving all intermediate points.

NOTICE OF FILING OF PETITION

No. MC 61335 (PETITION FOR REOPENING "GRANDFATHER" PROCEEDINGS AND/OR CLARIFICATION OR MODIFICATION OF CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY), dated March 16, 1961. Petitioner: TRANS-BRIDGE LINES, INC., Phillipsburg, N.J. Petitioner holds certificate of Public Convenience and Necessity No. MC 61355, dated November 21, 1942. Petitioner requests waiver of Rule 1.101(e) and for reopening of the "Grandfather" proceedings and/or clarification or modification of a portion of its operating authority. The portion of petitioner's certificate as pertinent here, authorizes transportation as a common carrier by motor vehicle, of passengers, and their baggage, restricted to traffic originating in the territory indicated, in charter service, over irregular routes as specified below: From points in Warren County, N.J., to Arlington, Alexandria, and Mt. Vernon, Va., and the District of Columbia, and points in Pennsylvania and New York, and return. From points in Northampton County, Pa., to Arlington, Alexandria, and Mt. Vernon, Va., and the District of Columbia, and points in New Jersey and New York, and return. Petitioner specifically asks that an order be issued to clarify or modify the term "Special Operations" on round trip sightseeing, or pleasure tours, beginning and ending at points indicated over irregular routes: from Lehigh, Northampton, and Monroe Counties, Pa., to points in the United States. From Warren, Sussex, and Hunterdon Counties, N.J., to points in the United States. The petitioner further asks that an order be issued to modify and enlarge on the scope of its "Charter Service" beginning and ending at points indicated, over irregular routes: From Bucks, Lehigh, Northamp-

ton, and Monroe Counties, Pa., to points in the United States. From Warren, Sussex, and Hunterdon Counties, N.J., to points in the United States. Any person or persons desiring to oppose the relief sought, may, within 30 days from the date of this publication in the FEDERAL REGISTER, file an appropriate pleading.

APPLICATIONS FOR CERTIFICATES OR PERMITS WHICH ARE TO BE PROCESSED CONCURRENTLY WITH APPLICATIONS UNDER SECTION 5 GOVERNED BY SPECIAL RULE 1.240 TO THE EXTENT APPLICABLE

No. MC 67216 (Sub No. 4), filed March 27, 1961. Applicant: BEACON FAST FREIGHT COMPANY, INC., 161 Medford Street, Boston (Charlestown), Mass. Applicant's attorney: Kenneth B. Williams, 111 State Street, Boston 9, Mass. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *General commodities*, (except those of unusual value, Classes A and B explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between Derry, N.H., on the one hand, and, on the other, Manchester, Atkinson, Chester, Hampstead, Londonderry, Newton, Plaistow, Salem, South Danville, Westville, and Windham, N.H.

NOTE: Applicant states the purpose of this application is to convert the regular route authority between the above points, now held by Wells Motor Transportation, Inc., Derry, N.H., (MC 7766), to irregular route authority between the same points, as a matter directly related to application MC-F 7824, Form BMC 44, Beacon Fast Freight Company, Inc.—Purchase (Portion)—Wells Motor Transportation, Inc., dated March 23, 1961.

APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carrier of property or passengers under sections 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto. (49 CFR 1.240.)

MOTOR CARRIERS OF PROPERTY

No. MC-F 7824. Authority sought for purchase by BEACON FAST FREIGHT COMPANY, INC., 161 Medford Street, Boston (Charlestown), Mass., of a portion of the operating rights and property of WELLS MOTOR TRANSPORTATION, INC., 2 Central Court, Derry, N.H., and for acquisition by BENJAMIN B. LEVENSON, 100 Sewall Avenue, Brookline, Mass. Applicants' attorney: Kenneth B. Williams, 111 State Street, Boston 9, Mass. Operating rights sought to be transferred: *General commodities*, excepting, among others, household goods and commodities in bulk, as a common carrier over regular routes between Derry, N.H., and Manchester, N.H., serving certain intermediate and off-route points; *general commodities*, excepting, among others, household goods and commodities in bulk, over irregular routes

between Derry, N.H., and points within five miles of Derry, on the one hand, and, on the other, points in Massachusetts, including points within five miles of Boston; *Household goods* as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, between points in Rockingham, Merrimack, and Hillsboro Counties, N.H., on the one hand, and, on the other, points in Maine; between points in Rockingham, Merrimack, and Hillsboro Counties, N.H., on the one hand, and, on the other, points in Massachusetts, Vermont, Rhode Island, Connecticut, and New York; *lumber*, between points in Rockingham, Hillsboro, and Grafton Counties, N.H., on the one hand, and, on the other, points in Massachusetts; *used shoe machinery and shoe factory supplies*, between Derry and North Stratford, N.H., on the one hand, and, on the other, Marlboro and Hudson, Mass., and certain points in Massachusetts; *livestock and household goods*, between points in Cheshire and Hillsboro Counties, N.H., on the one hand, and, on the other, Boston, Mass., and points within five miles thereof; *lumber and Christmas trees*, from points in Cheshire and Hillsboro Counties, N.H., to Lowell, Mass.; *agricultural commodities, lumber, Christmas trees, and fuel wood*, from points in Cheshire and Hillsboro Counties, N.H., to Boston, Mass., and points within five miles thereof. Vendee is authorized to operate as a common carrier in Massachusetts, New York, and New Jersey. Application has been filed for temporary authority under section 210a(b).

NOTE: MC-67216 Sub 4 is a matter directly related.

No. MC-F 7825. Authority sought for control and merger by COLE'S EXPRESS, 76 Dutton Street, Bangor, Maine, of the operating rights and property of W. J. FOLEY TRUCKING CO., 48 Commercial Street, Portland, Maine, and for acquisition by GALEN L. COLE, 76 Dutton Street, Bangor, Maine, GERALD A. COLE, 36 Plum Street, Portland, Maine, VAUGHN L. COLE, Winter Street, Presque Isle, Maine, CHESLEY R. COLE, 76 Dutton Street, Bangor, Maine, and ESTATE OF A. J. COLE, MERRILL TRUST BANK, TRUSTEE, 2 State Street, Bangor, Maine, of control of such rights and property through the transaction. Applicants' attorneys: Barrett, Barrett and Barrett, Professional Building, 25 Bryant Avenue, East Milton 86 (Boston), Mass., and Miss Mary E. Kelley, 10 Tremont Street, Boston 8, Mass. Operating rights sought to be transferred: *General commodities*, excepting, among others, household goods and commodities in bulk, as a common carrier over irregular routes, between Portland, Maine, on the one hand, and, on the other, points in Maine. COLE'S EXPRESS is authorized to operate as a common carrier in Maine. Application has been filed for temporary authority under section 210a(b).

No. MC-F 7826. Authority sought for control by UNITED SHIPPING CO., 2601 Broadway Road, Minneapolis 13, Minn., of ADVANCE EXPRESS, INC., 1006 South Barclay Street, Milwaukee 4, Wis. Applicant's representative: Fred J.

Wines, Treasurer, United Shipping Co., 2601 Broadway Road, Minneapolis 13, Minn. Operating rights sought to be controlled: *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier* over regular routes between Milwaukee, Wis., Commercial Zone and Minneapolis, St. Paul, Minn., Commercial Zone, serving intermediate points between Milwaukee and Minneapolis restricted to southbound traffic only, serving off line points of Racine and Kenosha, Wis., restricted to truckloads only, certain points in Illinois, restricted to pick-up on northbound traffic and delivery on southbound traffic; *household goods*, over irregular routes between Milwaukee, Wis., on the one hand, and, on the other, points in Illinois and Minnesota. UNITED SHIPPING CO., is authorized to operate as a *common carrier* in Illinois, Minnesota, and Wisconsin. Application has been filed for temporary authority under section 210a(b).

No. MC-F 7827. Authority sought for purchase by RINGSBY TRUCK LINES, INC., 3201 Ringsby Court, Denver 5, Colo., of a portion of the operating rights and property of COLONIAL & PACIFIC FRIDIDWAYS, INC., P.O. Box 459, Storm Lake, Iowa, and for acquisition by J. W. RINGSBY, 3201 Ringsby Court, Denver, Colo., of control of such rights and property through the purchase. Applicant's attorney: Donald L. Stern, Stern, Harris and Feldman, 924 City National Bank Building, Omaha 2, Nebraska. Operating rights sought to be transferred: *Animal fats, animal oils, and vegetable oils, and blends thereof*, in bulk, in tank vehicles equipped with mechanical refrigeration and heater units, as a *common carrier* over irregular routes from points in Nebraska, Iowa, Minnesota, Illinois, Indiana, and Missouri, Milwaukee, Wis., and Kansas City, Kans., to Phoenix, Ariz., and points in California, Washington, Oregon, Idaho, and Utah; *wine*, in bulk, in tank vehicles, from points in California to points in Iowa, Missouri, Illinois, Indiana, Wisconsin, and Minnesota; *blended fruit juices*, in bulk, in tank vehicles, from Fullerton, Calif., to Collinsville, Ill., Grimes, Iowa, and Plymouth, Ind.; *fruit juices*, in bulk, in tank vehicles, from Ontario and Corona, Calif., to Chicago, Ill.; *fruit juice concentrates*, in bulk, in tank vehicles, from points in California to Chicago, Ill., between Grandview and Kennewick, Wash., on the one hand, and, on the other, Springdale, Ark., and Lawton and Mattawan, Mich.; *fish oils*, blended and not blended, and *animal and vegetable fats when blended with fish oils*, in bulk, in tank vehicles, from Terminal Island and South Fontana, Calif., to points in Nebraska, Kansas, Missouri, Iowa, Minnesota, Wisconsin, Illinois, Indiana, Michigan, and Arkansas. Vendee is authorized to operate as a *common carrier* in Iowa, Minnesota, Illinois, Indiana, Missouri, Arkansas, Michigan, Nebraska, Kansas, Colorado, Wyoming, New Mexico, Arizona, Oregon, California, Nevada, Utah, Idaho, Montana, Washington, Wisconsin, Alabama, and Tennessee. Application has been filed for temporary authority under section 210a(b).

No. MC-F-7829. Authority sought for purchase by CLAY HYDER TRUCKING LINES, INC., Chimney Rock Highway, Post Office Box 551, Hendersonville, N.C., of the operating rights and property of RONALD CHAPMAN, doing business as CHAPMAN'S MOTOR EXPRESS, Post Office Box 972, Dade City, Fla. Applicants' attorney: Thomas F. Kilroy, Suite 610, 1000 Connecticut Avenue NW., Washington 6, D.C. Operating rights sought to be transferred: *Frozen foods*, as a *common carrier* over irregular routes, from New York, N.Y., to Jacksonville, Palatka, Miami, Key West, and Camp Blanding, Fla.; *paint*, from New York, N.Y., to points in Florida; *fresh fruits and vegetables*, from points in Florida, Georgia, South Carolina, North Carolina, and Virginia to New York, N.Y. Vendee is authorized to operate as a *common carrier* in Georgia, South Carolina, North Carolina, Virginia, Maryland, Delaware, New Jersey, New York, Arkansas, Tennessee, Kentucky, Indiana, Illinois, Ohio, West Virginia, Pennsylvania, Mississippi, Connecticut, Massachusetts, Rhode Island, Michigan, Minnesota, Missouri, Wisconsin, Louisiana, Texas, and the District of Columbia. Application has been filed for temporary authority under section 210a(b).

No. MC-F 7830. Authority sought for control by NEIL B. OLMSTED and E. B. OLMSTED, both of Route 3, Box 147, Mount Vernon, Wash., and ALVIN H. ANDERSON, 11525 27th Place SW., Seattle, Wash., a partnership, doing business as REFRIGERATED TRUCK LINES, Route 3, Box 147, Mount Vernon, Wash., of PACIFIC EASTERN REFRIGERATED LINES, INCORPORATED, 201 West Dawson, Seattle 4, Wash. Applicant's representative: Neil B. Olmsted, Partner, Refrigerated Truck Lines, Route 3, Box 147, Mount Vernon, Wash. Operating rights sought to be controlled: *Fresh and cured meats, and lard*, as a *common carrier* over irregular routes from Rapid City, S. Dak., to Seattle, Wash., and points within 50 miles of Seattle; *meat, meat products, and meat by-products, dairy products, and articles distributed by meat-packing houses*, as defined in Appendix 1 to the report in *Description in Motor Carrier Certificates*, 61 M.C.C. 209, 766, from Rapid City, S. Dak., to Las Vegas, and Reno, Nevada, and points in California. REFRIGERATED TRUCK LINES claim the right under pending matter in MC-117995 to continue to operate as a *common carrier* in Washington, Oregon, Idaho, California, Minnesota, Illinois, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Arkansas, Missouri, Iowa, Wisconsin, Michigan, Ohio, Indiana, Kentucky, Pennsylvania, New York, Massachusetts, Florida, Montana, Arizona, Nevada, Colorado, Utah, New Mexico, and Texas. Application has been filed for temporary authority under section 210a(b).

By the Commission.

[SEAL]

HAROLD D. McCoy,
Secretary.

[F.R. Doc. 61-2989; Filed, Apr. 4, 1961;
8:47 a.m.]

[Notice 475]

MOTOR CARRIER TRANSFER PROCEEDINGS

MARCH 31, 1961.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC 63942. By order of March 28, 1961, the Transfer Board approved the transfer to Nevada-California Express, Inc., Reno, Nev., of Certificate in No. MC 31437, issued February 20, 1961, to Vincent L. Gritsch, doing business as Peavine Transfer & Warehouse Co., Reno, Nev.; authorizing the transportation of: general commodities, between Truckee, Calif., and Tahoe City, Calif., general commodities with the usual restrictions including household goods and commodities in bulk, from, to, or between specified points in California and Nevada; and, livestock, wool, grain, and potatoes, between points in Nevada and California within 75 miles of Reno, Nev., including Reno. Phil Jacobson, 510 West 26th Street, Suite 723, Los Angeles 14, Calif., Attorney for applicants.

No. MC-FC 63984. By order of March 30, 1961, the Transfer Board approved the transfer to Big Stone Bus Line, Inc., Big Stone Gap, Va., of Certificate No. MC 6328, issued June 9, 1955, to Three States Bus Company, Incorporated, Big Stone Gap, Va., authorizing the transportation of: Passengers and their baggage, over regular routes, serving all intermediate points, between Norton, Va., and Kingsport, Tenn., between Middlesboro, Ky., and Jonesville, Va., between Pattonville, Va., and Bristol, Tenn., between Hiltons, Va., and Mendota, Va., between Big Stone Gap, Va., and Jonesville, Va., and between St. Paul, Va., and Clinchport, Va.; and express and newspapers, in the same vehicle with passengers, over regular routes, serving all intermediate points, between Middlesboro, Ky., and Norton, Va., between Big Stone Gap, Va., and Kingsport, Tenn., between Big Stone Gap, Va., and Bristol, Va., and between Harlan, Ky., and Pennington Gap, Va. Carl E. McAfee, First National Bank Building, Norton, Va., attorney for applicants.

[SEAL]

HAROLD D. McCoy,
Secretary.

[F.R. Doc. 61-2990; Filed Apr. 4, 1961;
8:47 a.m.]

[No. MC-C-3206]

PETITION FOR THE ISSUANCE OF
INTERIM PERMITS

MARCH 31, 1961.

Petitioner: **CONTRACT CARRIER CONFERENCE OF THE AMERICAN TRUCKING ASSOCIATIONS, INC.**, Washington, D.C. Petitioner's attorneys: Todd, Dillon & Singer, 1825 Jefferson Place NW., Washington 6, D.C. and 33 North La Salle Street, Chicago 2, Ill. The subject petition, dated March 17, 1961, covers a resolution passed by the Board of Directors of the above-named Conference, on March 2, 1961. The resolution is attached to and made a part of the Petition, and is designated Appendix "A". The resolution reads as follows:

RESOLUTION

Whereas, Section 209(b) Part II of the Interstate Commerce Act has been amended to better enable the Commission to determine applications for contract carrier authority; and,

Whereas, a difference of opinion exists with respect to the meaning and application of the tests set forth in the aforementioned section; and,

Whereas, two Three Judge Courts have determined that it is not proper for the Commission to deny a contract carrier application on the basis of the willingness and ability of a common carrier to perform the service or the adequacy of common carrier service; and,

Whereas, The Commission has appealed both cases to the Supreme Court and that Court has noted probable jurisdiction in one case and has agreed to hear oral argument in the next term of the Court commencing October 1, 1961; and,

Whereas, The Commission has announced in its Annual Report for 1960 that it is continuing to apply the test found to be unlawful; and,

Whereas, such practice results in many contract carriers being denied rights to which they are entitled if the Supreme Court upholds the lower courts' opinions, and results in discouraging private carriers from using contract carriers in lieu of their own trucks; and,

Whereas, the increased rise of private carriage in lieu of for-hire transportation is of concern to the Commission and to the Congress,

Be it resolved: That the Board of Directors of this Conference urge the Interstate Commerce Commission, in order to avoid further injury to contract carriers and to encourage private carriers to utilize for-hire transportation, to issue to contract carriers interim permits when applied for in the application or in any subsequent pleading, in those applications wherein it is shown that the proposed service comes within the terms of the definition of a contract carrier, will be of benefit to the supporting shipper, and will not adversely affect the services of common carriers, and that such cases be reopened for further hearing to be decided upon the basis found to be proper by the Court.

Any person or persons desiring to participate in this proceeding, Docket No. MC-C-3206, may, within 30 days from the date of this publication in the FEDERAL REGISTER, become a party of record by either (1) filing a reply to this petition, or (2) by writing a letter to the Secretary of the Commission, with a carbon copy to petitioner's counsel shown

above, indicating an interest in this matter.

By the Commission.

[SEAL]

HAROLD D. McCoy,
Secretary.[F.R. Doc. 61-2991; Filed, Apr. 4, 1961;
8:47 a.m.]

[No. W-26]

PETITION FOR REOPENING OF
DOCKET NO. W-26

MARCH 31, 1961.

Petitioner: **SOUTHERN BARGE LINE CORP.**, Paducah, Ky. (formerly **CLIFTON TOWING COMPANY**). Petitioner's attorney: James K. Knudson, 1821 Jefferson Place NW., Washington 6, D.C. Petition dated February 28, 1961, for the purpose of determining whether the operating authority granted to that company was either inadvertently or otherwise issued by the Commission so as to describe the carrier only as a common carrier by non-self-propelled vessels, with the use of separate towing vessels, in interstate or foreign commerce, in the transportation of commodities generally between ports and points on the Tennessee River and its tributaries below and including Guntersville, Ala., and that portion of the Ohio River lying between its confluence with the Tennessee River and Cairo, Ill., inclusive, instead of describing the carrier's operating authority both in terms of towage and haulage, and for the purpose of receiving evidence, testimony and argument, as to why an amendment should now be made in the operating authority granted in Docket No. W-26 so as to clarify same and to enable the present holder of these operating rights, to wit, Southern Barge Line Corporation, to continue operations both as a transporter of freight and a tower of barges as provided in the Interstate Commerce Act.

Any person or persons desiring to participate in this proceeding may, within 30 days from the date of this publication in the FEDERAL REGISTER, file an appropriate pleading.

By the Commission.

[SEAL]

HAROLD D. McCoy,
Secretary.[F.R. Doc. 61-2992; Filed, Apr. 4, 1961;
8:47 a.m.]ORGANIZATION OF DIVISIONS AND
BOARDS AND ASSIGNMENT OF
WORK, BUSINESS AND FUNCTIONS

Miscellaneous Amendments

At a general session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 27th day of March A.D. 1961.

Section 17 of the Interstate Commerce Act, as amended (49 U.S.C. 17), and other provisions of the law being under consideration, with a view to providing for the elimination from the assignment of work to Division 1 of initial jurisdiction over certain classes of proceedings

and other related matters, which have not involved the taking of testimony at a public hearing or the submission of evidence by opposing parties in the form of affidavits, concurrent with the creation of two Operating Rights Boards and assignment of such proceedings and matters to such Boards; and providing further for the designation of Division 1 as an appellate division to consider applications or petitions for rehearing, reargument, or reconsideration of any decisions, orders, requirements, or other actions of the Operating Rights Boards, the decisions of said appellate division to be administratively final and not subject to review by the Commission, and providing further for certain related appellate procedure:

It is ordered, That the Organization Minutes of the Interstate Commerce Commission relating to the Organization of Divisions and Boards and Assignment of Work, issue of March 7, 1961 (26 F.R. 1964), be, and they are hereby, further amended in the following particulars:

1. Under the heading "Assignment Of Duties To Division," in Item 4.2 *Division One—Operating Rights Division*, delete paragraphs (e), (j), (k), (l), (n), (t), and (w), and substitute in lieu thereof the following paragraphs:

(e) Section 204(a)(4a), relating to certificates of exemption to motor carriers operating solely within a single State, except matters assigned to and determined by an Operating Rights Board pursuant to Item 7.11(a)(1).

(j) Sections 206, 207, and 208, relating to certificates of public convenience and necessity, except matters assigned to and determined by an Operating Rights Board pursuant to Item 7.11(a)(1).

(k) Section 209, relating to permits, except matters assigned to and determined by an Operating Rights Board pursuant to Item 7.11(a)(1).

(l) Section 210, relating to dual operations, except matters assigned to and determined by an Operating Rights Board pursuant to Item 7.11(a)(1).

(n) Section 211, relating to brokerage licenses, except matters assigned to and determined by an Operating Rights Board pursuant to Item 7.11(a)(1).

(t) Sections 303(1), 309, and 310, relating to certificates of public convenience and necessity and permits; section 311(a), relating to temporary authorities; section 410 (a) to (f), inclusive, section 410 (h) and (i), relating to permits, except matters assigned to and determined by an Operating Rights Board pursuant to Item 7.11(a)(1).

(w) Any matters arising under Parts II, III, and IV not specially assigned or referred to other Divisions, except (1) those matters relating to statements of proposals by holders of intrastate authorities to engage in operations in interstate or foreign commerce filed in compliance with requirements established under the second proviso of section 206(a)(1) (49 CFR 210.10 (20 F.R. 1145), and 49 CFR 7.75 (8 F.R. 12519), or as amended), assigned to and determined by an Operating Rights Board pursuant to Item 7.11(b)(1), and (2) matters relating to the Commission's Deviation

Rules (49 CFR Part 211, or as amended) assigned to and determined by an Operating Rights Board, pursuant to Item 7.11(b) (2).

2. Under the heading "Assignment to Boards," add the following Item, to be designated Item 7.11, *Operating Rights Boards*:

(a) Operating Rights Board No. I:

(1) Determination of applications (other than Joint Board matters) under sections 204(a) (4a), 206, 207, 208, 209, 210, 211, 303(l), 309, 310, 410 (a) to (f), inclusive, and 410 (h) and (i), relating to the issuance of certificates of public convenience and necessity and permits to motor and water carriers, permits to freight forwarders, certificates of exemption to single-State motor carriers, licenses to brokers, and dual operation matters which have not involved the taking of testimony at a public hearing or the submission of evidence by opposing parties in the form of affidavits.

(b) Operating Rights Board No. II:

(1) Determination of issues, raised by the filing of protests or otherwise, concerning proposals by holders of intrastate certificates to engage in operations in interstate or foreign commerce under the second proviso of section 206(a) (1), filed in compliance with the requirements stated in 49 CFR 210.10 (20 F.R. 1145), 49 CFR 7.75 (8 F.R. 12519), or as amended, not involving the taking of testimony at a public hearing or the submission of evidence by opposing parties in the form of affidavits, with the right to designate any such matter for hearing and determination in accordance with the general rules of practice where such action is deemed necessary or desirable.

(2) Determination of issues, raised by the filing of protests or otherwise, concerning the interpretation and application of the Deviation Rules, 49 CFR part 211 (20 F.R. 618, 4822), or as amended, not involving the taking of testimony at an oral hearing or the submission of evidence by opposing parties in the form of affidavits, with the right to designate any such matter for hearing and determination in accordance with the general rules of practice where such action is deemed necessary or desirable.

(c) Any matter referred to an Operating Rights Board which is assigned for the taking of testimony at a public hearing shall be carried to a conclusion in accordance with the established practices and assignment of work of the Commission.

(d) An Operating Rights Board may certify to Division 1 any matter which in the Board's judgment should be passed on by that Division, or the Commission, and Division 1 may recall any matter from an Operating Rights Board.

3. Under the heading "Rehearings and Further Proceedings," delete Item 8.4, and in lieu thereof substitute the following:

8.4 Division One is hereby designated as an appellate division to which applications for petitions for reconsideration or review of any order, action, or requirement of the Temporary Authorities Board under paragraphs (a) and (b) of

Item 7.4, of the Motor Carrier Boards under paragraphs (a), (b), and (c), of Item 7.8, and of the Operating Rights Boards under paragraphs (a) and (b) of Item 7.11, shall be assigned or referred for disposition (except as otherwise provided in Item 7.4(a)), and the decisions or orders of the appellate division shall be administratively final and not subject to review by the Commission.

It is further ordered, That the foregoing amendments shall become effective on April 5, 1961.

By the Commission.

[SEAL]

HAROLD D. McCoy,
Secretary.

[F.R. Doc. 61-2993; Filed, Apr. 4, 1961;
8:47 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

MARCH 31, 1961.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 37000: *Sand—Arkansas, Missouri, and Oklahoma to Lancaster, Ohio.* Filed by Southwestern Freight Bureau, Agent (No. B-7994), for interested rail carriers. Rates on sand, as described in the application, in carloads, from Guion, Ark., Klondike, Ludwig, Pacific, Mo., Gate, Mill Creek, and Roff, Okla., to Lancaster, Ohio.

Grounds for relief: Market competition.

Tariff: Supplement 108 to Southwestern Freight Bureau tariff I.C.C. 4319.

By the Commission.

[SEAL]

HAROLD D. McCoy,
Secretary.

[F.R. Doc. 61-2988; Filed, Apr. 4, 1961;
8:46 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

CERTIFICATES AUTHORIZING THE EMPLOYMENT OF LEARNERS AT SPECIAL MINIMUM RATES

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.), the regulations on employment of learners (29 CFR Part 522), and Administrative Order No. 524 (24 F.R. 9274) the firms listed in this notice have been issued special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the Act. The effective and expiration dates, occupations, wage rates, number or proportion of learners, learning periods, and the principal product manufactured by the employer for certificates issued under general learner regulations (§§ 522.1 to 522.11) are as indicated be-

low. Conditions provided in certificates issued under special industry regulations are as established in these regulations.

Apparel Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.20 to 522.24, as amended).

The following learner certificates were issued authorizing the employment of 10 percent of the total number of factory production workers for normal labor turnover purposes. The effective and expiration dates are indicated.

B. C. J. Corp., 5 John Street, Carbondale, Pa.; effective 3-21-61 to 3-20-62 (children's dresses).

Bishopville Manufacturing Co., Gregg Street, Bishopville, S.C.; effective 3-18-61 to 3-17-62 (women's wash dresses).

Blue Bell, Inc., 301 North Main Street, Abingdon, Ill.; effective 4-1-61 to 3-31-62 (men's cotton twill matched pants).

Capitol City Manufacturing Co., Inc., 925 Huger Street, Columbia, S.C.; effective 4-2-61 to 4-1-62 (women's wash dresses).

Cluett, Peabody & Co., Inc., Virginia, Minn.; effective 4-1-61 to 3-31-62 (men's dress shirts).

Cookeville Shirt Co., 106 North Walnut Avenue, Cookeville, Tenn.; effective 3-24-61 to 3-23-62 (men's dress shirts).

Elder Manufacturing Co., Carl Junction, Mo.; effective 3-17-61 to 3-16-62 (boys' and juveniles' shirts and pajamas).

Empire Manufacturing Co., Winder, Ga.; effective 4-1-61 to 3-31-62 (men's and boys' pants).

Oshkosh B'Gosh, Inc., 112 Otter Avenue, Oshkosh, Wis.; effective 3-14-61 to 3-13-62 (men's and women's work clothing).

Salant & Salant, Inc., Troy Road, Obion, Tenn.; effective 3-28-61 to 3-27-62 (men's and boys' shirts of knitted material).

The Seaford Garment Co., Seaford, Del.; effective 3-16-61 to 3-15-62 (shirts).

Square Apparel Co., 181 Darling Street, Wilkes-Barre, Pa.; effective 3-18-61 to 3-17-62 (women's dresses of woven fabric).

Windon Manufacturing Co., Winona, Miss.; effective 3-31-61 to 3-30-62 (men's shirts).

The following learner certificates were issued for normal labor turnover purposes. The effective and expiration dates and the number of learners authorized are indicated.

Selro Manufacturing Co., Federalsburg, Md.; effective 3-20-61 to 3-19-62; 10 learners (ladies' blouses).

Stitchcraft, Inc., 393 Oconee Street, Athens, Ga.; effective 3-14-61 to 3-13-62; 10 learners (ladies' blouses; infants' wear).

The following learner certificates were issued for plant expansion purposes. The effective and expiration dates and the number of learners authorized are indicated.

Hickman Garment Co., Hickman, Ky.; effective 3-20-61 to 3-19-61; 20 learners (men's, boys' and girls' jackets).

Kilgore Manufacturing Co., 400 South Longview, Kilgore, Texas; effective 3-16-61 to 3-15-61; 30 learners. Learners may not be employed at special minimum wages in the production of separate skirts or suits (dresses, blouses and slacks).

Russell Springs Manufacturing Corp., Russell Springs, Ky.; effective 3-17-61 to 3-16-61; 50 learners (men's and boys' sport and dress shirts).

Glove Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.60 to 522.66, as amended).

Gelena Glove and Mitten Co., 430 Garfield Avenue, Dubuque, Iowa; effective 3-15-61 to 3-14-62; 10 learners for normal labor turnover purposes (work gloves).

Marso and Rodenborn Manufacturing Co., Ft. Dodge, Iowa; effective 3-18-61 to 3-17-62; five learners for normal labor turnover purposes (canton flannel work gloves and mittens; leather combination and all-leather work gloves).

Hosiery Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.40 to 522.44, as amended).

Van Raalte Co., Inc., Blue Ridge, Ga.; effective 3-21-61 to 9-20-61; 10 learners for plant expansion purposes (seamless).

Knitted Wear Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.30 to 522.35, as amended).

Monroe Crafters, Inc., Sutherland Avenue, Monroe, N.C.; effective 3-17-61 to 3-16-62; 5 percent of the total number of factory production workers for normal labor turnover purposes (men's knitted underwear and sport shirts).

Each learner certificate has been issued upon the representations of the employer which, among other things, were that employment of learners at subminimum rates is necessary in order to prevent curtailment of opportunities for employment, and that experienced workers for the learner occupations are not available. The certificates may be annulled or withdrawn, as indicated therein, in the manner prescribed in Part

528 of Title 29 of the Code of Federal Regulations. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of 29 CFR 522.9.

Signed at Washington, D.C., this 27th day of March 1961.

ROBERT G. GRONEWALD,
Authorized Representative
of the Administrator.

[F.R. Doc. 61-2919; Filed, Apr. 3, 1961; 8:46 a.m.]

CUMULATIVE CODIFICATION GUIDE—APRIL

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